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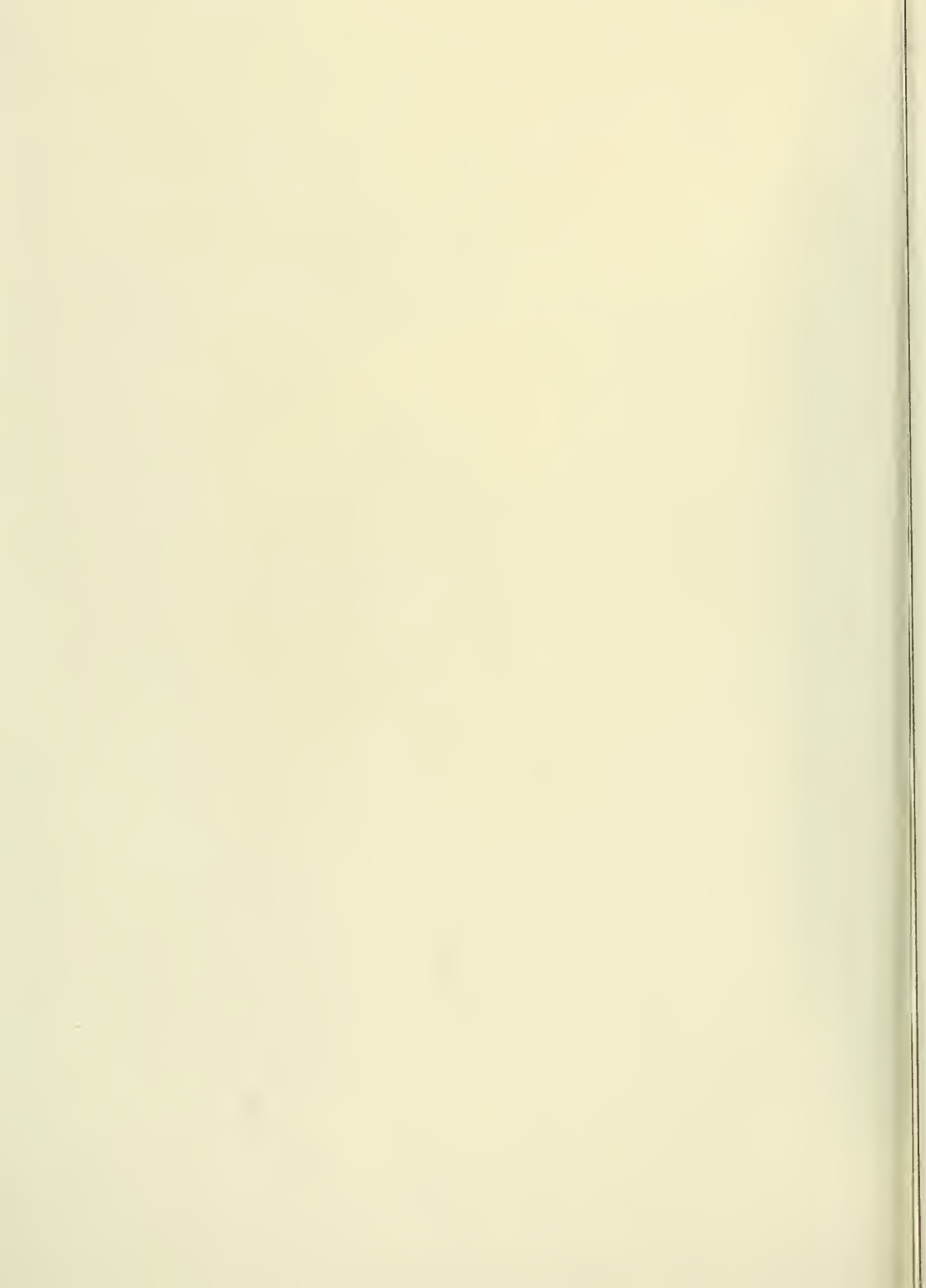
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S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

The "Minutes" of the Rules Committee consist of entering on the Calendar (Agenda) the actions taken by the Committee.

For meetings where the Minutes are missing, we have included the unmarked Calendar, if it is available. This will not give the actions taken by the Committee, but will at least give the matters considered at the meeting.

Beginning in 1990, the Budget Analyst prepared Memoranda for many of this Committee's meetings. Those Memoranda are included when available.

NOTE: The "Rules Committee" became the "Rules and Legislation Committee" in April 1982. Its name was changed back to the "Rules Committee" in March 1987.

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BOARD of SUPERVISORS



City Hall
San Francisco 94102
554-5184

DOCUMENTS DEPT.

JAN 3 1994

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111
NOTICE OF CANCELLED MEETING

111
RULES COMMITTEE

Notice is hereby given that the regularly scheduled meeting of the Rules Committee for Tuesday, January 4, 1994, has been cancelled.

A handwritten signature in dark ink, appearing to read "John L. Taylor".

JOHN L. TAYLOR
Clerk of the Board

POSTED: DECEMBER 28, 1993

RULES COMMITTEE
S.F. BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

January 14, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: January 18, 1994 Rules Committee Meeting

Item 7 - File 97-94-1

Department: Registrar of Voters

Item: Ordinance amending Article VIII, Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5 through 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80 of the City's Administrative Code relating to the preparation of ballot pamphlet materials.

Description: The proposed ordinance would amend Article VIII of the City's Administrative Code concerning ballot pamphlet materials with the following specific amendments:

Section 5.70: Of the two appointments by the Mayor to the Ballot Simplification Committee, one member will be appointed from names submitted by The Northern California Newspaper Guild, instead of the current American Newspaper Guild. Of the three appointments by the Board of Supervisors to the Ballot Simplification Committee, one member will be appointed from names submitted by the Northern California Chapter of the National Academy of Television Arts and Sciences, instead of simply the National Academy of Television Arts, one member will be appointed from names submitted by the Northern California Broadcasters Association, instead of the California Association of Broadcast Editorial Directors and one member will be appointed from names submitted by the San Francisco

Chapter of the League of Women Voters, instead of simply the League of Women Voters.

According to Mr. Greg Ridenour of the Registrar of Voters Office, these changes reflect the current correct names of the organizations.

Section 5.71: This Section addresses the powers and duties of the Ballot Simplification Committee. The proposed ordinance would require this Committee to assist the Registrar of Voters in preparing additional materials, as opposed to the current language which requires the Committee to prepare the materials with the assistance of the Registrar of Voters. In addition the proposed ordinance would require that no later than two days after certifying that an initiative petition has received sufficient signatures to qualify for submission to the voters, the Registrar of Voters, in consultation with the City Attorney's Office, shall forward the ballot measure to those departments which the Registrar believes are most appropriate for determining the effect of the ballot measure on current law and practices. Within five working days, these City departments must transmit to the Committee a concise analysis of the effect of the ballot measure on current law and practices, including whether the affected law was previously adopted by the voters. If the petition is submitted more than 120 days before the election, the Registrar may increase the time City departments have to transmit their analyses.

Mr. Ridenour reports that this change reflects actual current practice. The proposed language would however, establish a formal procedure for obtaining City department input and include specific timeframes for the departments to formally respond. Mr. Ridenour does not anticipate that this would require significant additional work for the individual City departments, since this procedure would only apply to initiative petitions. Mr. Ridenour estimates there are approximately two to three initiative petitions per election.

Section 5.71-1: The proposed ordinance would require the Ballot Simplification Committee to give advance notice of their meetings to persons who have notified the Registrar of Voters regarding their interest in the ballot measure.

Mr. Ridenour reports that this change formalizes the actual current practice.

Section 5.74.2: Requires that any organization submitting an argument must clearly indicate whether it wishes the name of the officer submitting the argument to be printed as part of the argument, the signed consent of persons represented as supporting or endorsing the views expressed in an argument must be submitted to the Registrar and any persons and titles listed after the argument are included in the 300 word limit.

Mr. Ridenour reports that this language is intended to clarify procedures for submitting ballot arguments.

Section 5.74.5: Deletes any preference for a free ballot argument for a bona fide association of citizens that has filed as a campaign committee in support of the measure for arguments supporting or opposing a measure.

According to Mr. Ridenour, because groups can easily file as a campaign committee with the Secretary of State, the proposed deletion would provide the same preference to any association of citizens to place a supporting or opposing ballot argument. If more than one group submits a ballot argument, a lottery would be used by the Registrar to determine which group's argument would appear without charge.

Section 5.74.6: Would enable the author of a direct ballot argument to assign to another person the right to submit a rebuttal argument.

This provision is intended to clarify existing practice.

Section 5.74.8: Would require that the full cost of processing and printing the ballot argument in the ballot handbook, as estimated by the Registrar, to be paid to the Registrar.

See Comment 3.

Section 5.74.10: Instead of paying to submit a ballot argument, the proponents may collect a number of signatures, depending on the length of the argument, to waive the fees. If there is a deficiency in the number of signatures submitted, after the close of the period for submission of arguments, the proposed ordinance would enable the proponent, within 24 hours of being notified by the Registrar, to pay an amount sufficient to cure the deficiency or the Registrar would not publish the argument. If the Registrar does not publish the argument, the Registrar will reimburse the proponent for any payment previously made.

According to Mr. Ridenour, the proposed change would simplify the current procedures.

Section 5.76: Permits the proponent of a ballot argument to submit a revised argument within 24 hours after receiving notice from the Registrar that an argument does not comply with the requirements.

Mr. Ridenour reports that this revised procedure will assist proponents in correcting their ballot arguments.

Sections 5.73, 5.74.3, 5.74.9, 5.75, 5.77.2, 5.78 and 5.80 Makes minor typographical, section number or reorganizational changes. Requires that arguments and the format of the ballot pamphlet (subject to approval of the Ballot Simplification Committee) be determined by the Registrar of Voters rather than specifying the detailed format in the ordinance .

Comments:

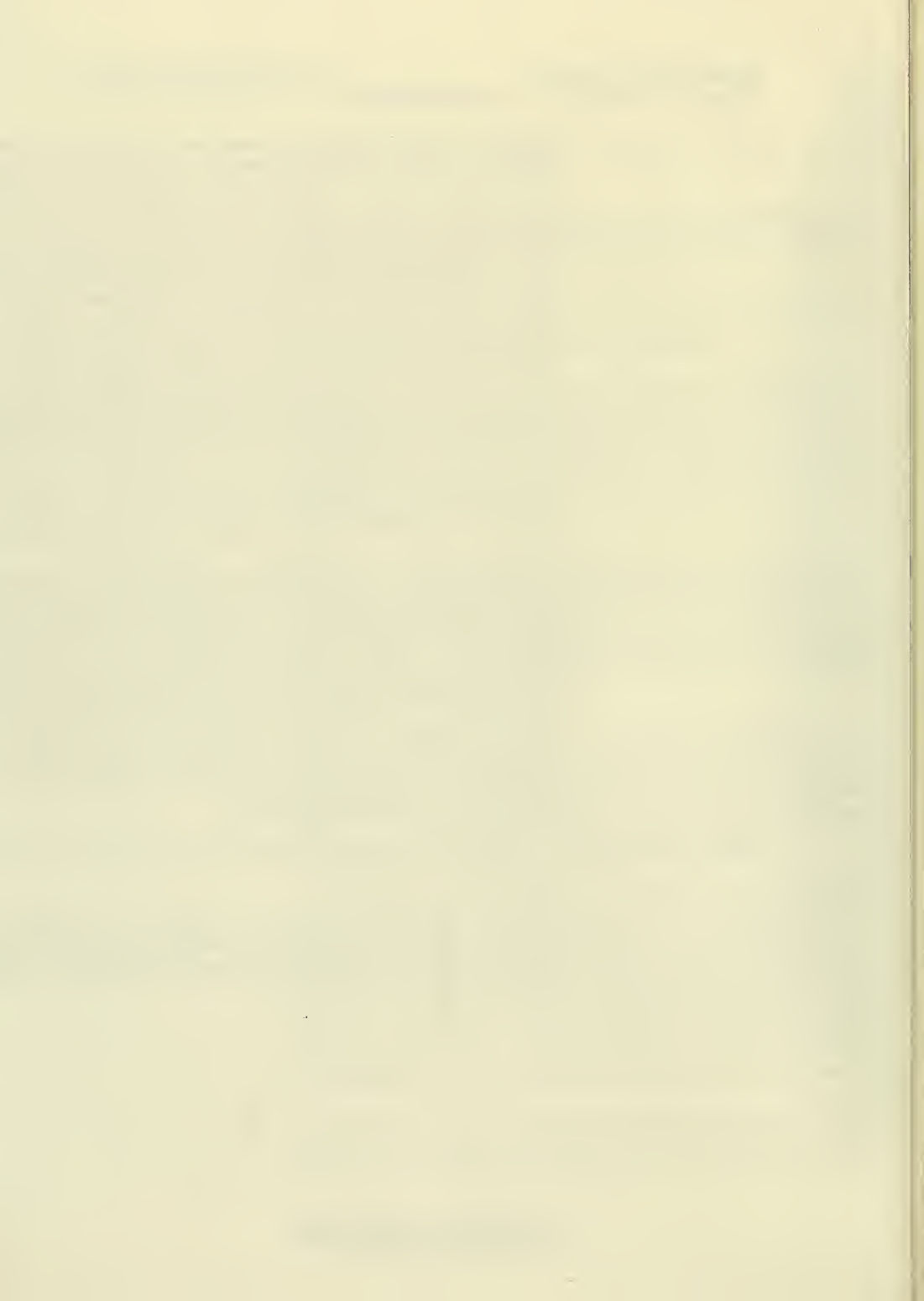
1. The Ballot Simplification Committee is a five-member appointed committee which is responsible for preparing the 300 word analysis of each proposed local ballot measure for the voter handbook. Although the Committee has not met to take a position on the proposed ordinance, Mr. Nicholas DeLuca, the Chair of the Ballot Simplification Committee supports the proposed ordinance.
2. Mr. Ridenour reports that the proposed changes were initiated by the Registrar of Voter's Office, as a follow-up to Proposition U in 1993, which updated the Charter provisions related to election procedures. According to Mr. Ridenour, the proposed changes would update the City's Administrative Code, in conformity with the State Elections Code.
3. Under the current ordinance, the Registrar of Voters is only permitted to recover the cost of printing the arguments in the ballot handbook, as estimated by the Registrar. As discussed above, the proposed ordinance would enable the Registrar to recover the full cost of processing and printing the arguments in the ballot handbook, as estimated by the Registrar. The official proponent and the official opponent of a ballot measure do not pay to submit their ballot arguments. The proposed fee schedule would apply to anyone else who wishes to submit a ballot argument in support or opposition.

The Registrar currently charges a base fee of \$200 and \$2 per word, up to a maximum of \$800 per argument. However, Mr. Ridenour reports that the Registrar offers various discounts,

such as if the argument is submitted one day early (\$50 reduction in fees), if the argument is submitted four days early (\$150 reduction in fees), if the argument is submitted on a floppy computer disk (\$50 reduction in fees), if the argument is submitted on the correct form (\$25 reduction in fees). According to Mr. Ridenour, although it varies by the size of the handbook, it costs approximately \$180,000 to print each voter handbook, of which approximately one-third are ballot arguments. The Registrar currently recovers approximately \$50,000 per election from the ballot argument fees. Mr. Ridenour reports that if the fees were increased to also recover the cost of processing the ballot handbook arguments, which would include typesetting, translating and mailing costs, Mr. Ridenour estimates that the total costs could be up to approximately \$500,000, of which approximately one-third or up to \$165,000 would be attributable to ballot arguments. Based on these estimates, approximately an additional \$115,000 of fee revenue could be collected (\$165,000 in costs less \$50,000 currently recovered).

4. According to Mr. Ridenour, although the proposed legislation would give the Registrar the authority to increase fees to recover processing costs, the Registrar of Voters does not currently anticipate changing the present fee structure. However, Mr. Randy Riddle of the City Attorney's Office reports that any change in these fees does not require the Board of Supervisors review or approval. The Budget Analyst therefore recommends that if the proposed ordinance is approved, Section 5.74.8 of the proposed ordinance should be amended to require that subsequent changes to the Registrar of Voters fee structure be submitted to the Board of Supervisors for review and approval.

- Recommendations:**
1. Approval of the proposed ordinance is a policy matter for the Board of Supervisors.
 2. If the Board of Supervisors approves the proposed ordinance, amend Section 5.74.8 to require that any changes to the Registrar of Voters fee structure be submitted to the Board of Supervisors for approval.



Memo to Rules Committee
January 18, 1993 Rules Committee Meeting

Item 8 - File 314-93-1

Proposed Action: Charter Amendment to establish and maintain a minimum staffing level of Police Officers for the City and County of San Francisco

Draft: First

Section Affected: Section 3.531-1 would be added to the Charter

Description: 1. The proposed Charter Amendment would require that, by no later than June 30, 1995, the full duty, sworn staffing level of the San Francisco Police Department would be maintained at a minimum level of 1,971 Uniformed Police Officers. The Charter Amendment would also direct all officers and employees of the City to take all acts necessary to implement the provisions of the new Charter Section and the Board of Supervisors would be empowered to adopt ordinances necessary to effectuate the purpose of the new Charter Section including ordinances regulating the scheduling of police training classes.

The Charter Amendment would also permit suspension of the proposed Charter section for a period not to exceed three months if a resolution approved by nine members of the Board of Supervisors is adopted. Adoption of such a resolution would be contingent on a public emergency involving or threatening the lives, property or welfare of the citizens, or the property of the City and County.

2. The current sworn staffing level of the San Francisco Police Department is approximately 1,795 sworn Police Officers, including 49 Officers assigned to "light duty". The Board of Supervisors has adopted two supplemental appropriations to restore needed funding for Police Salaries and Overtime expenditures (\$4.4 million) and to conduct a Police Academy Class for 50 recruits, beginning January 24, 1994 and hire 50 "lateral transfers" recruited from other police departments (\$1.7 million over the last six months of 1993-94). Based on the planned hiring of 100 Officers by June, 1994, the Department would have 1,895 Officers, less anticipated attrition of 24 Officers, resulting in an estimated June, 1994 staffing level of 1,871 sworn Police Officers.

3. The proposed Charter Amendment would require sustained staffing of 1,971 full duty officers. Currently, there are approximately 1,795 officers on the force, but 49 are "light duty". Therefore the number of full duty officers currently deployed by the Police Department is 1,746 (1,795 less 49 officers assigned to light duty).

BOARD OF SUPERVISORS
BUDGET ANALYST

Memo to Rules Committee
January 18, 1993 Rules Committee Meeting

**Effect on the Cost
of Government**

As shown in the table below, projected fiscal year 1994-95 expenditures to fund a staff build up to 1,971 full duty Officers by June, 1995 would increase by \$10.4 million over a base budget required to fund (a) current staffing and (b) the hiring of 100 Officers by June, 1994.

On an ongoing basis, the cost of sustaining 1,971 Officers would increase the cost of government by approximately \$18.5 million annually over present levels of spending.

**Analysis of Increased Expenditures Required to Sustain Police Department
Uniformed Staffing at 1,971 Sworn Officers**

(amounts in \$ millions; at current salary and benefit levels)

Original 1993-94 Police Department Budget *	\$166.7	
Supplemental Appropriation to Fully Fund Police Salaries and Overtime	4.4	
Increase to Fund Full Year Cost of Adding 100 Officers less Attrition Savings (Supplemental Appropriation to add 100 Officers approved 1/94)	<u>5.2</u>	
1994-95 Base Budget for Increased Level of Uniform Staffing		\$ 176.3
Amount Estimated by Department to Increase to Full Staffing during 1994-95 Fiscal Year - Taking Attrition into Account at 48 Sworn Officers Annually	<u>10.4</u>	
Estimated Total 1994-95 Spending Requirements to Bring Police Department to Full Staffing (does not include Uniform Salary and benefit increases)		<u>\$ 186.7</u>
Increased Estimated Cost over 1994-95 Base Budget Estimate of \$176.3 million		\$10.4
Adjustment for Full Year Cost of Sustaining Full Duty Uniformed Staffing at 1,971 Officer Level	6.1	
Ongoing Increased Recruitment, Selection and Training Costs; Full Year Costs of Maintaining Full Duty Officers to Replace Light Duty	<u>2.0</u>	
Estimated Annual Expenditures to Sustain Full Uniform Staffing at Current Salary and Benefit Levels		<u>\$ 194.8</u>
Increased Estimated Cost over 1994-95 Base Budget Estimate of \$176.3 million		\$18.5

* Excludes OCC and Senior Escort; SAFE Contract, Program-Project and Facilities Maintenance Budget

BOARD OF SUPERVISORS
BUDGET ANALYST

Memo to Rules Committee
January 18,1993 Rules Committee Meeting

Comments: The attachment to this report provides comparative data for full time sworn peace officers for San Francisco in comparison to (a) the ten most populous cities in the United States, (b) the average for all U.S. cities and (c) the U.S. as a whole. This data was compiled in response to a request of the Board of Supervisors.

These data indicate that, San Francisco currently has 2.5 Police Officers per 1,000 population. In contrast, the ten most populous cities in the United States has an average of 3.2 Police Officers per 1,000 population. All U.S. cities have an average of 2.8 Police Officers per 1,000 population. For the United States as a whole, there are 2.3 Police Officers per 1,000 population.

For San Francisco to attain the top ten City average of 3.2 Officers per 1,000 population, a total of 2,315 police officers would be needed (520 Police Officers would have to be added to the present sworn strength of 1,795.)

To attain the national City average of 2.8 per 1,000 population, a total of 2,027 Police Officers would be needed (232 Police Officers would have to be added to the present sworn strength of 1,795.)

Recommendation: The proposed Charter Amendment is a policy matter for the Board of Supervisors

Full-Time Sworn Peace Officers - 10 Most Populous U.S. Cities

	Number of <u>Sworn Officers*</u>	Total <u>Population*</u>	Officers per <u>1,000 Population</u>
New York, NY	26,856	7,322,564	3.7
Los Angeles, CA	8,198	3,485,398	2.4
Chicago, IL	12,132	2,783,726	4.4
Houston, TX	4,077	1,630,553	2.5
Philadelphia, PA	6,424	1,585,577	4.1
San Diego, CA	1,886	1,110,549	1.7
Detroit, MI	3,954	1,027,974	3.8
Dallas, TX	2,857	1,006,877	2.8
Phoenix, AZ	1,982	983,403	2.0
San Antonio, TX	<u>1,571</u>	<u>935,933</u>	<u>1.7</u>
Average	6,994	2,187,255	3.2
San Francisco, CA	1,795	723,959	2.5

**Average Number of Peace Officers
per 1,000 Population***

U.S. Average	2.3
U.S. Cities Only	2.8

* 1994 Information Please Almanac

** 1990 U.S. Census

Note: For San Francisco to attain the top ten City average of 3.2 officers per 1,000 population, a total of 2,315 police officers would be needed (520 police officers would have to be added.)

To attain the national City average of 2.8 per 1,000 population, a total of 2,027 police officers would be needed (232 police officers would have to be added.)

Rank Order of Cities by Officers per 1,000 Population

<u>Rank</u>	<u>City</u>	<u>Officers per 1,000 pop.</u>
1	Chicago, IL	4.4
2	Philadelphia, PA	4.1
3	Detroit, MI	3.8
4	New York, NY	3.7
5	Dallas, TX	2.8
6	Houston, TX	2.5
7	San Francisco, CA	2.5
8	Los Angeles, CA	2.4
9	Phoenix, AZ	2.0
10	San Diego, CA	1.7
11	San Antonio, TX	1.7

**BOARD OF SUPERVISORS
BUDGET ANALYST**

Item 9 - File 317-93-1

Proposed Action: Charter Amendment concerning "The Health Care Bill of Rights."

Draft: First Draft

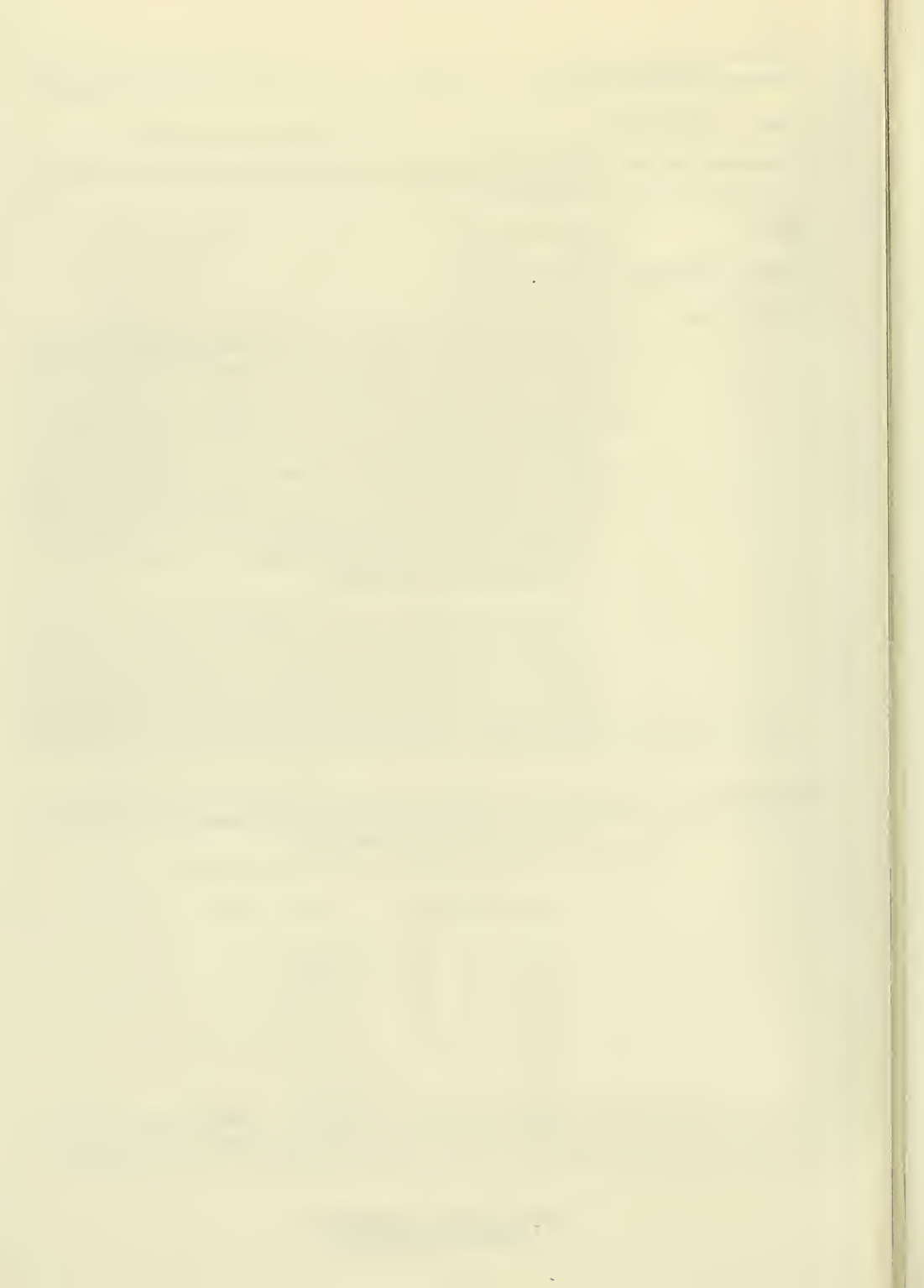
Section Affected: Undetermined

Description: The proposed draft Charter Amendment would create a "Health Care Bill of Rights." This Health Care Bill of Rights would state that "Every person residing in the City has the right to the highest attainable standard of physical and mental health without discrimination on the basis of economic disability." The proposed draft Charter Amendment would require that the City provide quality health care, including mental health and substance abuse services, to all residents who lack funds to pay for health care. Under the proposed amendment to the Charter, the quality of health care provided to indigent San Franciscans¹ would be the same as that available to the public generally through managed care plans.

The proposed draft Charter Amendment would require that the annual appropriation for the Department of Public Health (DPH) from general and special revenues be not less than the amount equal to General Fund spending for the Department for fiscal year 1993-94, adjusted for inflation and increased service needs, as determined by the Health Commission.

Comment: The Author's Office has advised the Budget Analyst that the Author is requesting that this draft Charter Amendment be continued to the call of the Chair.

¹Indigent San Franciscans are defined as all residents, including family members, who lack sufficient annual income to meet the costs of health care and whose other assets are so limited that their application toward the costs of such care would jeopardize the person or family's future self-maintenance and security.



Item 10 - File 318-93-1

Proposed Ballot

Measure: Charter Amendment

Draft: First

Section Affected: Sections 6.201-1 through 6.201-3

Description: The proposed Charter Amendment would add Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. According to the proposed Charter Amendment, a mission driven budget requires City departments to prepare their annual budgets describing in detail each activity of that department and the cost of that activity. These details would include the following:

1. The overall mission and goals of the department.
2. The specific programs and activities conducted by the department to accomplish those goals.
3. The customers or clients served by that department.
4. The service outcome of the department's programs or activities.
5. Strategic plans that guide each program.
6. Productivity goals that measure progress towards program objectives.
7. The total cost of carrying out each program or activity.

The proposed Charter Amendment would require City Boards and Commissions to prepare budgets as contracts that promise to perform program activities with specified levels of performance for specified costs.

Finally, the proposed Charter Amendment would permit City Boards or Commissions to retain 50 percent of the funds saved in the performance of contracted activities to be used to fund innovation and improvements in the mission and service levels of that department.

**Effect on the Cost
of Government:**

The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Charter Amendment.

Comments:

1. The City's current budget process is incremental in that annual expenditure increases or decreases are made gradually based on the previous fiscal year's expenditure levels regardless of program outcomes or objectives.
2. The Mayor's FY 1994-95 budget instructions request that City departments change their budget format by presenting their budgets with program-level detail. Such detail would include: 1) the program's purpose; 2) previous fiscal year's objectives; and 3) coming fiscal year's objectives. Program objectives are to be time limited and measurable. The budget instructions emphasize that departmental budgets should focus on programmatic results rather than on the resources departments use. According to the Mayor's budget instructions, the performance measures will be used to determine the degree to which a program does or does not perform and that funding decisions will be made accordingly.
3. According to Ms. Teresa Serata, the Mayor's Budget Director, the proposed mission driven budget is consistent with the Mayor's budgetary goals. However, Ms. Serata advises that allowing City Boards or Commissions to retain 50 percent of the funds saved in the performance of contracted activities to be used to fund innovation and improvements in the mission and service levels of that department would be too restrictive to the City during fiscal crises. Ms. Serata advises that any funds saved should be made available for City-wide purposes, in case of revenue shortfalls.

Item 11 - File 319-93-1

Proposed Ballot

Measure: Charter Amendment

Draft: Skeletal

Section Affected: Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13

Description: The proposed Charter Amendment would amend Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 to allow a retiree to return to work for the City (120 days per year maximum) without effecting the retiree's pension.

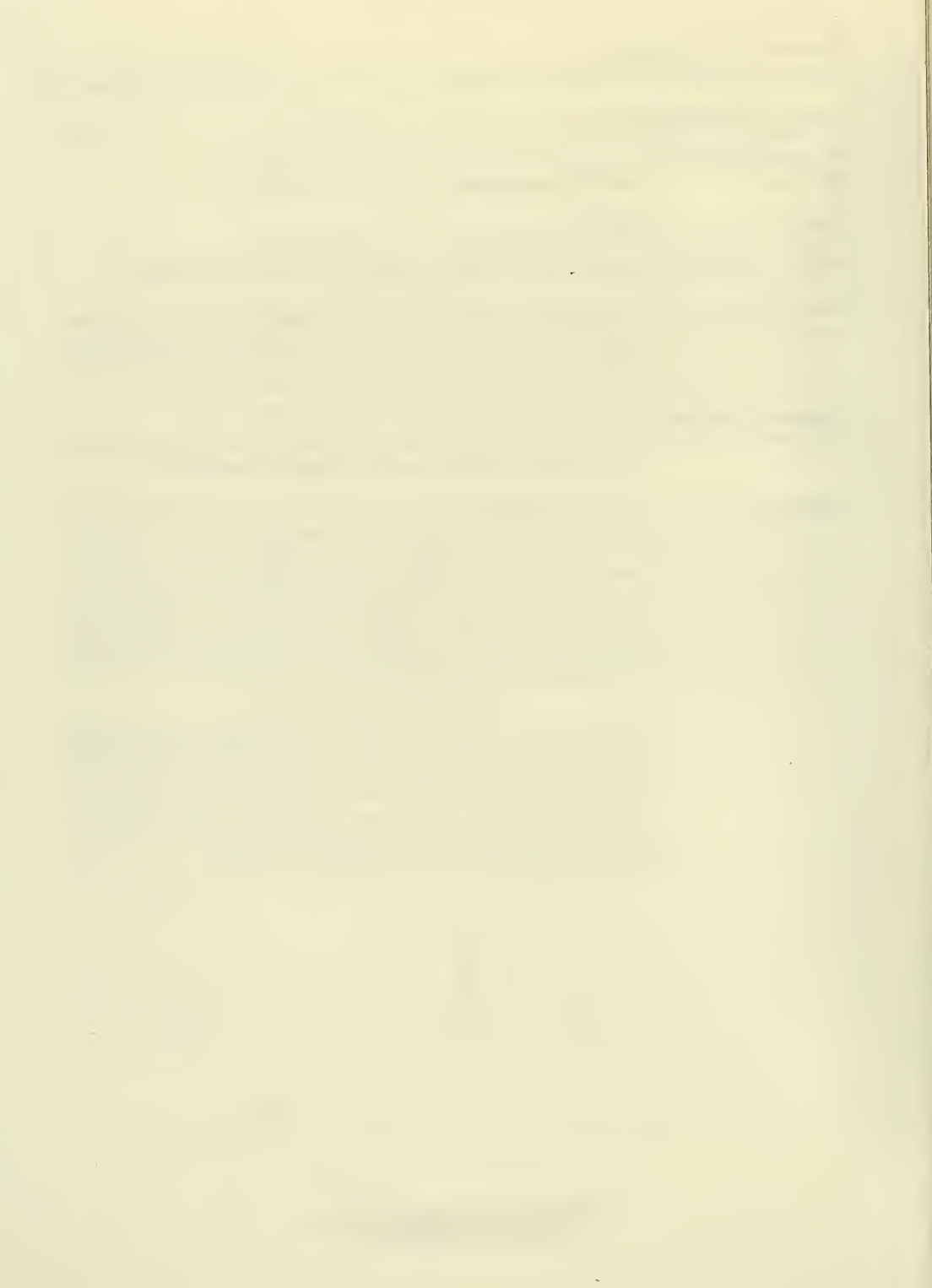
Effect on the Cost

of Government: The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Charter Amendment.

Comments:

1. The City Attorney's Office recently completed two versions of a first draft of the proposed Charter Amendment. The first version outlines the conditions under which a retiree would be allowed to return to work for the City. The alternative version includes language to allow the Board of Supervisors the flexibility to later enlarge post-retirement employment opportunities by ordinance. The City Attorney reports that this alternative would allow the Board of Supervisors time to fully study post-retirement employment.

2. Currently, the City's Charter permits retired certificated employees (teachers) to enter into consultancy contracts with the San Francisco Unified School District or the San Francisco Community College District without being reinstated into the Retirement System or without a deduction to the retiree's compensation or pension. The City's Charter does not currently place a time limit on such consultancy contracts.



Item 12 - File 246-93-1

Proposed Ballot

Measure: Charter Resolution

Draft: First

Section Affected: Undetermined

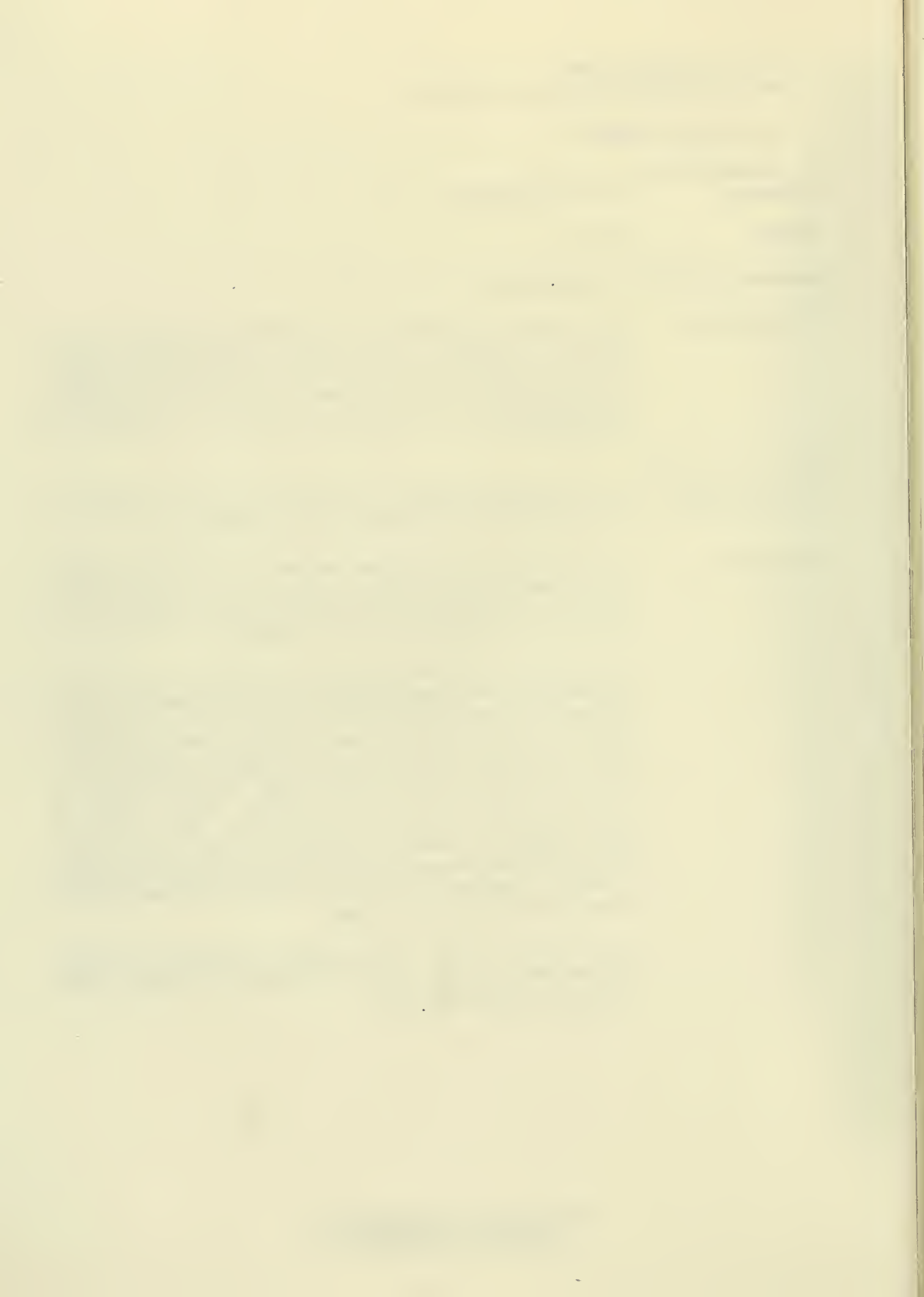
Description: The proposed resolution would establish that the City should move to a mission driven budget process that creates programmatic and policy review and evaluation of the budget instead of focusing on incremental changes to the budget which, according to the proposed resolution, is currently the City's process.

Effect on the Cost of Government: The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Charter Resolution.

Comments: 1. The City's current budget process is incremental in that annual expenditure increases or decreases are made gradually based on the previous fiscal year's expenditure levels regardless of program outcomes or objectives.

2. The Mayor's FY 1994-95 budget instructions request City departments to change their budget format by presenting their budgets with program-level detail. Such detail would include: 1) the program's purpose; 2) previous fiscal year's objectives; and 3) coming fiscal year's objectives. Program objectives are to be time limited and measurable. The budget instructions emphasize that departmental budgets should focus on programmatic results rather than on the resources departments use. According to the Mayor's budget instructions, the performance measures will be used to determine the degree to which a program does or does not perform and that funding decisions will be made accordingly.

3. According to Ms. Teresa Serata, the Mayor's Budget Director, the proposed mission driven budget is consistent with the Mayor's budgetary goals.



Item 13 - File 320-93-1

**Proposed Ballot
Measure:**

Charter Amendment

Draft:

First Draft

Section Affected:

Amendment to Section 7.309

Description:

The proposed Charter Amendment would permit the City to increase its use of non-profit leasing from \$20 million to \$40 million, an increase of \$20 million. The existing \$20 million non-profit corporation authority was established by the voters in 1990. Under both the existing and proposed Charter Amendment, the principal amount is to be increased by five percent each fiscal year. Furthermore, under both the existing and proposed Charter Amendment, the Board of Supervisors would have to authorize the items of equipment for lease-purchase during the annual budget process.

**Effect on the Cost
of Government:**

The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Charter Amendment.

Comments:

1. According to Ms. Laura Wagner-Lockwood of the Chief Administrative Officer's Office, the proposed Charter Amendment is being proposed because City department lease/purchasing requests have increased significantly, in order to reduce departmental annual payments, as reductions have been made to individual City department budgets. Ms. Wagner-Lockwood indicates that although the initial \$20 million is increasing by five percent annually, as required by the Charter Amendment, the City's lease/purchase needs are increasing at a faster rate.

2. The Budget Analyst notes that although lease financing through the non-profit corporation can reduce the individual annual payments, over the life of the lease it costs more to lease/purchase equipment than to purchase the equipment on a cash basis. In addition to the annual interest payments, which Ms. Wagner-Lockwood estimates at slightly less than five percent, since the non-profit financing corporation issues bonds to pay for the equipment, the lease financing costs must also include the bond counsel, debt issue reserve fund requirements, and the bond issuance costs.

Memo to Rules Committee
January 18, 1994 Rules Committee Meeting

3. Ms. Wagner-Lockwood reports that the initial \$20 million non-profit leasing authorization will increase to \$23,152,500, as of April, 1994, including the five percent annual adjustments. However, as of April, 1994, the principal payments that are outstanding on leased equipment will be \$21,345,000. The \$21,345,000 includes the \$6.68 million approved in the fiscal year 1993-94 budget. Therefore, of the \$23,152,500 total leasing capacity, as of April, 1994, the City overall has only \$1,807,500 of non-profit leasing authorization remaining.

4. According to Ms. Wagner-Lockwood, the three biggest users of the non-profit leasing funds are the Police Department, the Fire Department and the Department of Public Health. In 1993, a proposed Charter Amendment to authorize the Health Department to separately lease finance purchases was not approved by the City's voters.

Item 14 - File 321-93-1

Proposed Ballot

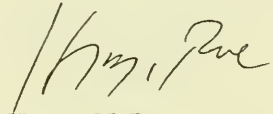
Measure: Charter Amendment

Draft: Skeletal

Section Affected: Undetermined

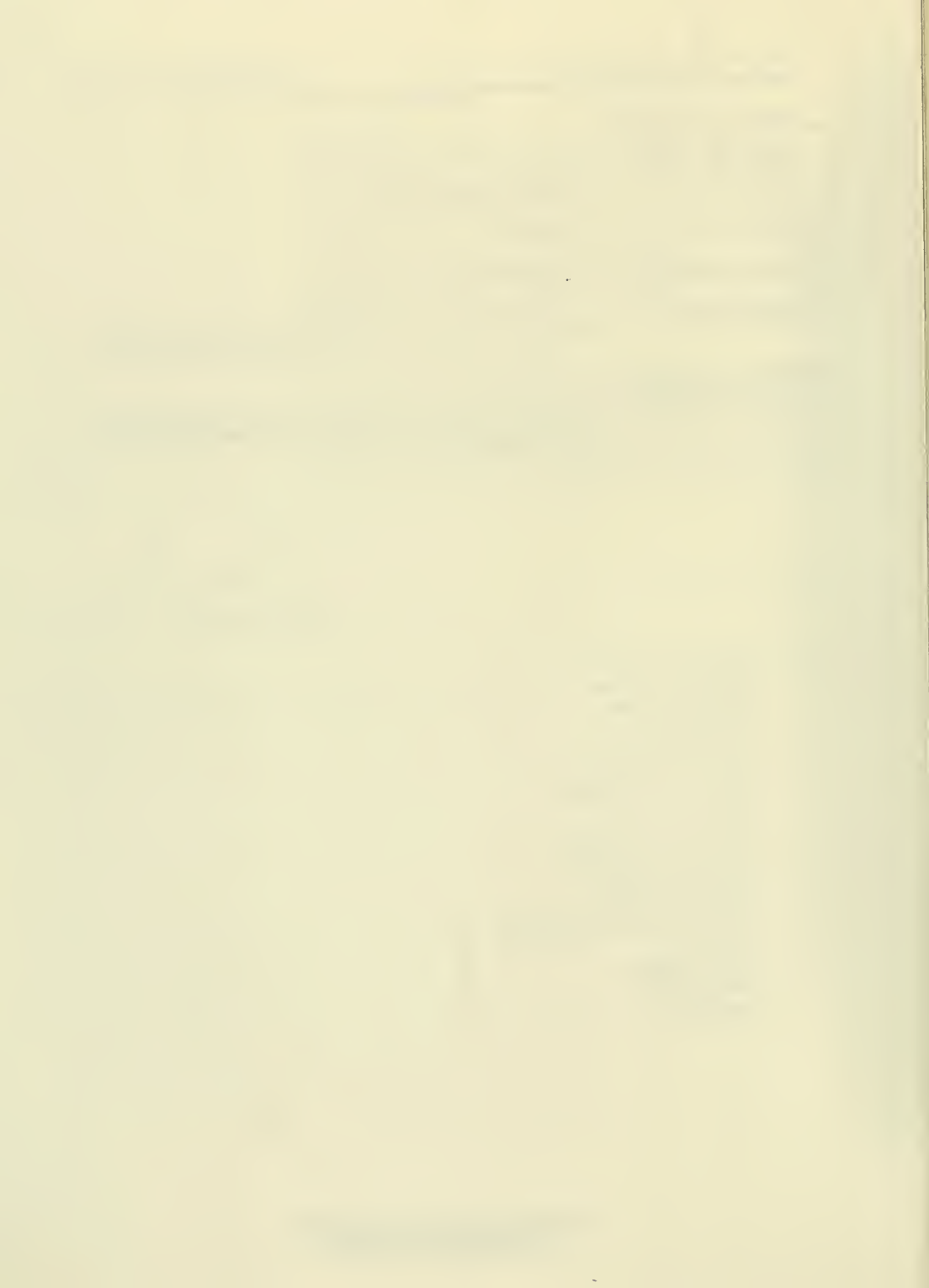
Description: As of the writing of this report, only a skeletal Charter Amendment has been submitted in the file.

Effect on the Cost of Governments: The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Charter Amendment.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey



C A L E N D A R
RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, JANUARY 18, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER, LEAL

ABSENT: SUPERVISOR MAHER ITEMS 5 and 6

CLERK: KAY GULBENGAY

APPOINTMENTS

1. File 92-93-44. Consideration of appointment of a member of the Board of Supervisors to the Association of Bay Area Governments, Executive Board, Alternate vice Supervisor Migden, term expired, for two-year term ending June 30, 1995. (Clerk of the Board) Board No. 103.
(Continued from 11/16/93)

Applicant: Supervisor Sue Bierman

ACTION: Hearing held. Appointment of Supervisor Sue Bierman recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing member to the Association of Bay Area Governments, Executive Board, Alternate." Recommended.

2. File 92-93-45. [Appointments] Resolution appointing members to the newly established Sunshine Ordinance Task Force. (Rules Committee) (Board No. 271) (Rereferred to Rules Committee from Board on 12/13/93)

Applicants: Elizabeth Pritzker

Bruce Brugmann

Melinda Cuthbert

Elisabeth Ann Frater

Sue Hestor

Joseph Van Ness-Ballesteros

Shelley E. Salieri

James Chaffee

Ken Barry

Enrique Ramirez

(Attorney/Society of Prof.
Journalist)

(Journalist/Society of Prof.
Journalist)

(League of Women Voters)

League of Women Voters

(public interest/local government)

(public interest/local government)

(public interest/consumer
advocacy)

(public interest/consumer
advocacy)

(Radio/Television/News Director
Association)

Consumer Representative

ACTION: Hearing held. Amendment of the whole (as presented in committee) adopted. Same Title. Recommended as amended.

3. File 92-93-62. Consideration of appointment of fourteen (14) members to the newly established Task Force on Prostitution pursuant to Resolution No. 940-93 for one year terms. (Clerk of the Board) (Board No. 276)

Applicant: Arthur L. Conger

Ron Norlin

Gary A. Zadow (NR)

Margo, St. James

Kiki Whitlock

Christine Beatty

Dominic Perez

Judith Cohen

Teri Goodson

Vic St. Blaise

Elliot S. Ramos

Gloria Lockett (NR)

Celia McGuinness (NR)

Rachel West

Adam Tau

Save Our Streets

Mission District

Polk Street District

Coyote

Transgender Repres.

Transgender Repres.

Asian Aids

AWARE

NOW

Gay Male Prostitutes Repres.

Gay Male Prostitutes Repres.

African American

Organization

Nat'l Lawyers Guild

U.S. Prostitutes Collective

Ctr for Southeast Asian Refugee

Resettlement

SF Chamber of Commerce

James Davidson

Michael Stepanian

ACTION: Hearing held. Appointments Gary Zadow (Polk Street District), Judith Cohen (AWARE), Gloria Lockett (African American Organization), Celia McGuinness (National Lawyers Guild), Rachel West (U.S. Prostitutes Collective) and SF Chamber of Commerce Representative continued to call of the chair.

File 92-93-62.1. Hearing held. Appointments of Arthur L. Conger, Ron Norlin, Margo St. James, Kiki Whitlock, Dominic Perez, Teri Goodson, Vic St. Blaise, and Adam Tau recommended.

Resolution prepared and reported out committee entitled: "Resolution appointing members to the Task Force on Prostitution." Recommended.

4. File 92-93-60. Consideration of appointments of members to the Airport Noise Committee vice David Wilson (Airport), Ben Gale (Dept. Public Health), William Arieta (Police Dept.), James Estey (Supervisor Shelley), Don Bertone (Supervisor Alioto), Curt Holzinger (Supervisor Hallinan), Charles Kroupa (Supervisor Leal), Susan Wendt-Bogear (Supervisor Maher), William J. Alich (Supervisor Hsieh), Timothy Treacy (Supervisor Bierman), Michael Arendareff (Supervisor Kennedy), Jerome Sapiro (Supervisor Kaufman), Mark Young (Supervisor Migden), Barbara Sahm (Department of City Planning), Theodore Alex Pedersen (Department of Public Works) and a vacant position to be nominated by Supervisor Conroy terms expired September 30, 1993, for new three-year terms ending September 30, 1996. (Clerk of the Board) (Board No. 205)

Applicants: David F. Bisho (Supervisor Conroy)
 Don Bertone (Supervisor Alioto)
 William A. Arietta (Police Dept.)
 Theodore Alex Pedersen (DPW)
 William Alich (Supervisor Hsieh)
 Curt Holzinger (Supervisor Hallinan) (cont)
 Daniel Liberthson (cont)
 Ben Gale (Department of Health (cont)
 Timothy Treacy (Airport Noise Committee)

ACTION: Hearing held. Appointments of David Wilson (Airport), Ben Gale (Health Department), William Arieta (Police Department), James Estey (Supervisor Shelley), Curt Holzinger (Supervisor Hallinan), Charles Kroupa (Supervisor Leal), Susan Wendt-Bogear (Supervisor Maher), Michael Arendareff (Supervisor Kennedy), Jerome Sapiro (Supervisor Kaufman), Mark Young (Supervisor Migden), Barbara Sahm (Department of City Planning) continued to call of the chair.

File 92-93-60.1. Hearing held. Appointments of David Bisho, Don Bertone, Theodore Alex Pedersen, William Alich and Timothy Treacy recommended.
 Resolution prepared in and reported out of committee entitled:
 "Resolution appointing members to the Airport Noise Committee."
 Recommended.

5. File 92-94-1. [Appointments] Consideration of appointment of members to the Mental Health Advisory Board, vice Darwin D. Dias (Consumer - Seat No. 50112), and Phyllis D. Spanglet (Family Member - Seat No. 50116) terms expiring January 31, 1994, for the four-year term ending January 31, 1998.
 (Clerk of the Board)

Applicants: Phyllis D. Spanglet
 Darwin Dias

ACTION: Hearing held. Appointments of Darwin D. Dias and Phyllis D. Spanglet recommended.
 Resolution prepared in and reported out of committee entitled:
 "Resolution appointing members to the Mental Health Advisory Board."
 Recommended

6. File 33-94-1. [Appointment] Resolution confirming Mayor's appointment of Susan M. Loder, to the San Francisco Stadium Incorporated, Board of Directors, for the term to expire March 1, 1994, vice Samuel R. Friedman, deceased. (Mayor)

ACTION: Hearing held. Recommended.

7. File 97-94-1. [Ballot Pamphlet Materials] Ordinance amending Administrative Code by amending Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5, 5.74.6, 5.74.8, 5.74.9, 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80 relating to the preparation of ballot pamphlet materials. (Supervisor Bierman)

FISCAL IMPACT

ACTION: Hearing held. Amendment of the whole (as presented in committee) adopted. Further amended. (See File for Details)
Recommended as amended.

Transferred to Budget Committee for review and consideration.

8. File 314-93-1. [Ballot Measure] Charter amendment (First Draft) adding Section 3.531-1 to establish and maintain a minimum staffing level of police officers for the City and County of San Francisco. (Supervisor Maher, Conroy, Alioto)

ACTION: Hearing held. Amendment of the whole (Second Draft) (as presented by Supervisor Maher) adopted.
Same Title. Recommended as amended. (Second Draft)

9. File 317-93-1. [Ballot Measure] DRAFT charter amendment (First Draft) concerning "The Health-Care Bill of Right". (Supervisor Migden)

ACTION: Continued to call of the chair at the request of sponsor.

10. File 318-93-1. [Ballot Measure] DRAFT charter amendment (First Draft) adding Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. (Supervisor Migden)

ACTION: Hearing held. Amendment of the whole (as presented by Supervisor Migden) adopted.
Entitled: "[Ballot Measure] Charter amendment (Second Draft) adding Section 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting."
Continued to February 1, 1994 meeting. (Second Draft)
(Supervisors Shelley and Maher added as co-sponsors.)

11. File 319-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 regarding employment after retirement for retired persons. (Supervisor Migden)

ACTION: Hearing held. Amendment of the whole (as presented by Supervisor Migden) adopted.
Entitled: "[Ballot Measure] Charter amendment (Second Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons."
Continued to February 1, 1994 meeting as amended. (Second Draft)

12. File 246-93-1. [Propose Establishing Mission Driven Budget Process] Resolution establishing that the City and County of San Francisco should move to a Mission Driven Budget process that creates programmatic and policy review and evaluation of the Budget. (Supervisor Shelley)

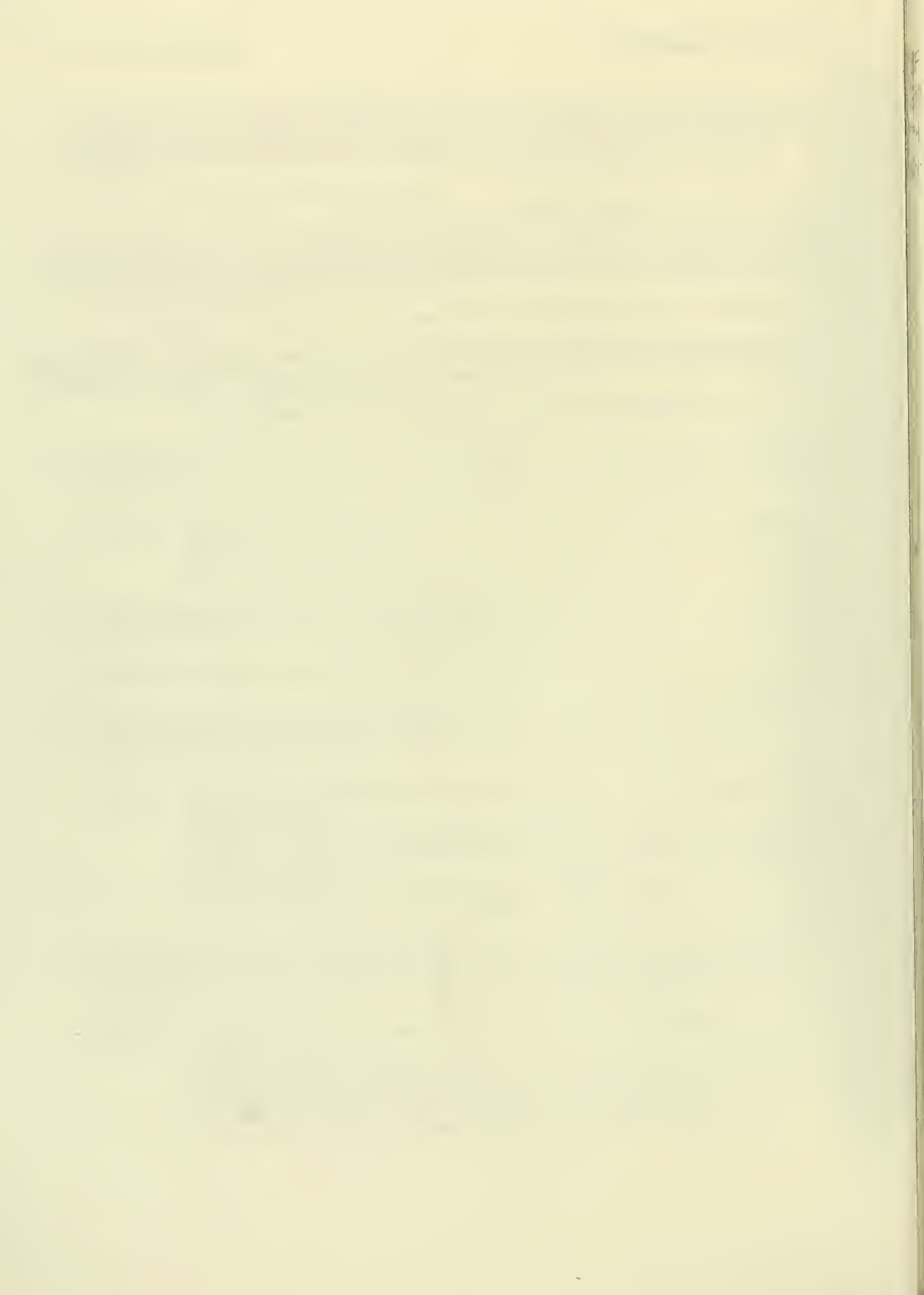
ACTION: Continued to February 1, 1994 meeting.

13. File 320-93-1. [Ballot Measure] Charter amendment (First Draft) amending Section 7.309 relating to the financing of the acquisition of equipment. (Supervisor Shelley)

ACTION: Hearing held. Recommended. (First Draft)

14. File 321-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) adding a new section to establish the Department of the Environment. (Supervisor Shelley)

ACTION: Continued to call of the chair at request of sponsor.



SF
INTER-OFFICE MEMORANDUM

CLERK'S OFFICE—BOARD OF SUPERVISORS

JANUARY 12, 1994

DOCUMENTS DEPT

JAN 14 1994

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PUBLIC LIBRARY

TO: SUPERVISOR CAROLE MIGDEN, CHAIR
FROM: KAY GULBENGAY, RULES COMMITTEE CLERK
SUBJECT: PENDING LIST - RULES COMMITTEE

Note: Pursuant to Rule 3.24, items denoted with an asterisk have been inactive in Committee for five consecutive months; unless item is heard during the following month, it is deemed to be inactive and shall be filed by the Clerk who shall make an appropriate notation on the Legislative History record of such filing.

Please indicate to the Committee Clerk by 5:00 p.m. on FRIDAY, January 21, 1994, items to be calendared for the next regular Rules Committee meeting February 1, 1994.

APPOINTMENTS

1. File 92-90-24. Consideration of appointment of members to the Maternal, Child and Adolescent Health Board, vice Eugene Zarate, M.D., and Annabelle Null, terms expired, for new three-year terms ending August 31, 1996. (Clerk of the Board)

Applicants:

STATUS: [7/23/90] - REFERRED TO COMMITTEE.
[8/14/90] - Hearing held. Consideration of appointment of Eugene Zarate, M.D. and Annabelle Null Continued to the Call of the Chair.

2. File 92-90-47. Consideration of appointment of a member to the Hazardous Materials Advisory Committee, vice E. Seith Ligon III (nominee of the Mayor), resigned, for the new four-year term ending July 1, 1995. (Clerk of the Board)

Applicants:

STATUS: [11/13/90] - AWAITING COMMITTEE ACTION.
[3/8/91] - Vacancy notice posted and mailed.
[12/9/93] - Mayor's Office contacted regarding nominee.

3. File 92-91-4. Consideration of appointment of one member of the Board of Supervisors and one alternate to the Association of Bay Area Governments' Hazardous Waste Management Facility Allocation Committee, for an indefinite term. (Clerk of the Board)

Applicants:

STATUS: [2/4/91] – AWAITING COMMITTEE ACTION.
3/8/91 – Vacancy notice posted and mailed.

4. File 92-91-8. Consideration of appointment of a public official as an alternate member to the San Francisco Bay Conservation and Development Commission, for an indefinite term. [Supervisor Maher as Member may appoint Alternate] (Clerk of the Board)

Applicants:

STATUS: 3/11/91] – AWAITING COMMITTEE ACTION.

5. File 92-91-18. Consideration of appointment to the Veterans Affairs Council, vice George Gibbs (category 6), resigned, term expired January 31, 1992, for a new four-year term ending January 31, 1996. (Seat No. 23806)

Applicants:

STATUS: [5/6/91] – AWAITING COMMITTEE ACTION.
5/13/91 – Vacancy notice posted and mailed.

6. File 92-91-21. Consideration of appointments to the Advisory Committee on Adult Detention, vice Gail E. Neira, and John K. Irwin, terms expired, for the four-year terms ending June 30, 1995. (Clerk of the Board)

Applicants:

STATUS: [5/6/91] – AWAITING COMMITTEE ACTION.

7. File 92-91-42. Consideration of appointment of member to the North Coastal Counties Supervisors Association vice Supervisor Terence Hallinan, term expired, for a new one-year term ending December 31, 1993. (Clerk of the Board)

Applicants:

STATUS: [11/25/91] – AWAITING COMMITTEE ACTION.

8. File 92-92-3. Consideration of appointment of member to the Adult Day Health Care Planning Council, vice William Bruncker (functional impaired), resigned, for the unexpired portion of term ending September 30, 1994. (Clerk of the Board)

Applicants:

STATUS: [2/18/92] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
2/12/92 - Vacancy Notice Posted.

9. File 92-92-9. Consideration of appointment to the Advisory Council to the Commission on the Aging, vice Vivian Hallinan (Hallinan), term expired, for a new two-year term ending March 31, 1994. (Clerk of the Board)

Applicant:

STATUS: [3/2/92] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

10. File 92-92-23. Consideration of appointment of eighteen (18) members to the Task Force on Local Employment Opportunities. (Clerk of the Board)

Applicants: Francis Carragher
Agape Looper
Juan Oyarzun

STATUS: [5/4/92] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

11. File 92-92-25. Consideration of appointment of member to the Adult Day Health Care Planning Council, vice Valerie Dorr (Health Facility), resigned, for the unexpired portion of term ending September 30, 1993. (Clerk of the Board)

Applicants: Linda Karpawich (Laguna Honda Hospital) (non-resident)

STATUS: 6/23/92 - HEARING HELD; CONTINUED TO THE CALL OF THE CHAIR.
(Director of Laguna Honda requested to search for San Francisco resident.)

12. File 92-92-27. Consideration of appointments to the Hazardous Materials Advisory Committee vice Dr. James E. Cone (epidemiologist), term expired July 1, 1992, for four-year terms ending July 1, 1996. (Clerk of the Board)

Applicants:

STATUS: [6/22/92] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION. Appointment of James E. Cone (epidemiologist) continued to the call of the chair.

13. File 92-92-35. Consideration of appointment of one member representing the Homeless Shelter/Housing Providers Association to the Advisory Task Force on Homelessness, terms ending June 30, 1995. (Clerk of the Board) (See Resolution No. 685-92)

Applicants:

STATUS: [9/14/92] – REFERRED TO COMMITTEE.
[12/7/93] – Hearing held. Appointment vice Independent Housing Agency continued to the call of the chair.

14. File 92-92-35.2. Consideration of appointment of two members vice the Independent Housing Agency and homeless person to the Advisory Task Force on Homelessness, terms ending June 30, 1995. (Clerk of the Board)

Applicants:

STATUS: [12/7/93] – Severed from File 92-92-35. Continued to the Call of the Chair.

15. File 92-92-40. Consideration of appointment of member of the Adult Day Care Health Planning Council, vice William L. Gee, D.D.S. (age group), resigned, for the unexpired portion of three-year term ending September 30, 1992. (Clerk of the Board)

Applicants:

STATUS: [9/14/92] – REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

16. File 92-92-41.1 Consideration of appointment of nine (9) community members who are residents of the Hayes Valley and Western Addition neighborhoods to the Hayes Valley/Western Addition Transportation Task Force. (Clerk of the Board)

Applicants: Craig B. Etlin
Herbert Koller
Ward O. Smith
Lisa Foster
Wayne M. Corn
Richard Pritchard
Stedman F. Matthew
Mychael Todd Robinson
Diane Dragone
Robert T. Czekala
Antonio Rossman
Richard Higgins
Frances Kim
Lynn Friedman
Matthew Wettlauter
Lynne Creighton
Tom Girardot
Cecilia A. Shepard
Mary Beth Frederick
Lewis W. Butler
Mary Austern

STATUS: [9/14/92] – REFERRED TO COMMITTEE.
[11/16/93] – Remaining nine (9) appointments continued to the call of the chair.
(Calendar 2/1/94 meeting.)

17. File 92-92-45. Consideration of appointment of members to the Maternal, Child and Adolescent Health Board vice, Margaret Royce, (Nurse); Meredith Cahn, (Parent-Full Board); Mary C. Costello (Parent-Full Board); Kathleen Morkert (Health Prof.-Full Board); Grace King, (Health Prof.-Britt); Philip Ziring, M.D. (Health Prof.-Full Board) and Barbara Kalmanson (Hallinan), terms expired August 31, 1992, for new three-year terms ending August 31, 1995. (Clerk of the Board)

Applicants:

STATUS: [9/28/92] - REFERRED TO COMMITTEE.

(8/3/93) - Hearing held. Remaining appointments continued to the call of the chair.

18. File 92-93-21. Consideration of appointment of a member to the Delinquency Prevention Commission vice William P. Marquis (Supervisor Leal) (Achtenberg), term expiring June 30, 1993, for new three-year term ending June 30, 1996. (Clerk of the Board)

Applicant:

STATUS: 4/19/93 - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

19. File 92-93-27.1. Consideration of appointment of member to the Advisory Council to the Commission on the Aging, vice Mary O'Connor (Supervisor Alioto), term expired March 31, 1993, for new two-year term ending March 31, 1995. (Clerk of the Board)

Applicants:

STATUS: [10/10/93] - AWAITING COMMITTEE ACTION.

(11/2/93 - Hearing held. Remaining appointment (vice Mary O'Connor [Alioto]) continued to the call of the chair. (See also File 92-93-27.)

20. File 92-93-36. Consideration of appointment of an alternate member to the Association Bay Area Governments, General Assembly, for indefinite term. (Clerk of the Board)

Applicants:

STATUS: [9/27/93] - AWAITING COMMITTEE ACTION.

(10/19/93 - Hearing held. Continued to the Call of the Chair.)

21. File 92-93-39. Consideration of appointment of member of the Board of Supervisors to the Association of Bay Area Governments, Executive Board (alternate position), vice Supervisor Kennedy, term expired June 30, 1993, for a new two-year term ending June 30, 1995. (Clerk of the Board)

Applicants:

STATUS: [10/12/93] - REFERRED TO RULES COMMITTEE.

(10/10/93) - Hearing held. Continued to the Call of the Chair.

(10/27/93) - Memorandum regarding vacant position sent to all members of the Board of Supervisors.

22. File 92-93-44. Consideration of appointment of a member of the Board of Supervisors, to the Association of Bay Area Governments, Executive Board (alternate position), vice Supervisor Carole Migden, term expired June 30, 1993, for a new two-year term ending June 30, 1995. (Clerk of the Board)

Applicants: Supervisor Sue Bierman (alternate position)

STATUS: [11/1/93] - Referred to Rules Committee.
[12/7/93] - No action taken. (Compensated position - Supervisor Conroy absent and Supervisor Bierman unable to vote.)
(Calendared 1/18/94 meeting.)

23. File 92-93-45. [Appointments] Resolution appointing members to the newly established Sunshine Ordinance Task Force. (Rules Committee) (Board No. 271)

STATUS: [11/8/93] - REFERRED TO COMMITTEE.
[12/7/93] - Hearing held. Appointments of Elizabeth Pritzker (Attorney/Society of Prof. Journalist); Bruce Brugmann (Journalist/Society of Prof. Journalist); Melinda Cuthbert (League of Women Voters); Sue Hestor (public interest/local government); Joseph Van Ness-Ballesteros (public interest/local government); Shelley E. Salieri (public interest/consumer advocacy); James Chaffee (public interest/consumer advocacy); Ken Barry (Radio/Television/News Director Association) recommended. RESOLUTION PREPARED IN AND REPORTED OUT OF COMMITTEE (see title above.) Add Supervisor Alioto as co-sponsor.
[12/13/93] - Rereferred to Rules Committee for its January 4, 1994, meeting.

24. File 92-93-48. Consideration of appointment of a member to the City-Wide Alcoholism Advisory Board, vice Joe Caruso, resigned, for the unexpired portion of the three-year term ending July 1, 1995. (Clerk of the Board) Board No. 206.

Applicants: James Abrams

STATUS: [11/8/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(To be calendared in FEB. 1994 at request to Exec. Dir. Alcoholism Adv. Bd.)

25. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Council, vice Mary O'Toole Goodspell (Category 3), resigned, for the unexpired portion of the term ending January 31, 1994; vice Roberto Binelli (Category 4), resigned, for the unexpired portion of the four-year term ending January 31, 1994. (Clerk of the Board) Board No. 238.

Applicants:

STATUS: [11/8/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

26. File 92-93-50. Consideration of appointment of nineteen (19) voting members and four (4) non-voting members to the newly established Graffiti Advisory Board. (Clerk of the Board) Board No. 272.

Applicants:

STATUS: [11/8/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

27. File 92-93-55. Consideration of appointment of a member to the Mission Bay Hazardous Materials Investigation/Remediation Program (HMIRP) Citizens Advisory Committee, vice Karyn E. King, resigned, for the unexpired portion of the four-year. (Clerk of the Board) Board No. 214.

Applicants:

STATUS: [11/22/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

28. File 92-93-57. Consideration of appointment of members to the Video Display Terminal Advisory Committee, vice John R. Cammidge (represents S.F. Chamber of Commerce), August Colenbrander, M.D., (represents S.F. Chamber of Commerce) and Claire Zvanki (represents S.F. Central Labor Council), terms expired November 14, 1993, for new three-year terms ending November 14, 1996. (Clerk of the Board) Board No. 257

Applicants:

STATUS: [12/6/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.

29. File 92-93-58. Consideration of appointment of members to the Bicycle Advisory Committee, vice Lewis Blaikie (Bicycle Organization - Seat No. 24304), Merylee S. Bingham (Bicycle Organization - Seat No. 24304), Darryl Skrabak (Bicycle Organization - Seat No. 24306), Joanna Callenbach (Bicyclist at Large - Seat No. 24308) for new two-year terms ending December 31, 1995. (Clerk of the Board)

Applicants: Merylee S. Bingham (vice self)
Awaiting additional applications.

STATUS: [12/6/93] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendar in Feb. 1994.)

30. File 92-93-60. Consideration of appointments of members to the Airport Noise Committee vice David Wilson (Airport), Ben Gale (Dept. Public Health), William Arieta (Police Dept.), James Estey (Supervisor Shelley), Don Bertone (Supervisor Alioto), Curt Holzinger (Supervisor Hallinan), Charles Kroupa (Supervisor Leal), Susan Wendt-Bogear (Supervisor Maher), William J. Alich (Supervisor Hsieh), Timothy Treacy (Supervisor Bierman), Michael Arendareff (Supervisor Kennedy), Jerome Sapiro (Supervisor Kaufman), Mark Young (Supervisor Migden), Barbara Sahm (Department of City Planning), Theodore Alex Pedersen (Department of Public Works) and a vacant position to be nominated by Supervisor Conroy terms expired September 30, 1993, for new three-year terms ending September 30, 1996. (Clerk of the Board) (Board No. 205)

Applicants: David F. Bisho (Supervisor Conroy)
Don Bertone (Supervisor Alioto)
Theodore Alex Pedersen (DPW)
William Alich (Supervisor Hsieh)
Daniel Liberthson
Awaiting additional applications)

STATUS: [12/6/93] – REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 1/18/94 meeting.)

31. File 92-93-62. Consideration of appointment of fourteen (14) members to the newly established Task Force on Prostitution pursuant to Resolution No. 940-93 for one year terms. (Clerk of the Board) (Board No. 276)

Applicant: Arthur L. Conger
Ron Norlin
Gary A. Zodrow
Margo, St. James
Kiki Whitlock
Christine Beatty
Dominic Perez
Judith Cohen
Teri Goodson
Vic St. Blaise
Elliot S. Ramos

Save Our Streets
Mission District
Polk Street District
Coyote
Transgender Repres.
Transgender Repres.
Asian Aids Project
AWARE
NOW
Gay Male Prostitutes Repres.
Gay Male Prostitutes Repres.
SF Chamber of Commerce
U.S. Prostitutes Collective
African American
Organization
Ctr for Southeast Asian Refugee
Resettlement
Nat'l Lawyers Guild ..

STATUS: [12/20/93] – REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
12/22/93 – Supervisor Hallinan requests item be considered at meeting held on January 4, 1994.
(Calendared 1/18/94 meeting.)

32. File 92-93-63. Consideration of appointment of a member to the Hazardous Materials Advisory Committee vice C. Jeffrey Bramlett (representing environmental industry) resigned, for the unexpired portion of the four-year term ending July 1, 1994. (Board No. 226)

Applicant:

STATUS: [1/3/94] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
Special Vacancy Notice to be posted.

33. File 33-94-1. [Appointment] Resolution confirming Mayor's appointment of Susan M. Loder, to the San Francisco Stadium Incorporated, Board of Directors, for the term to expire March 1, 1994, vice Samuel R. Friedman, deceased. (Mayor)

STATUS: [1/10/94] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 1/18/94 meeting.)

34. File 92-94-1. [Appointments/Mental Health Advisory Board] Consideration of appointment of members to the Mental Health Advisory Board, vice Darwin D. Dias (Consumer - Seat No. 50112), and Phyllis D. Spanglet (Family Member - Seat 50116) terms expiring January 31, 1994, for the four-year terms ending January 31, 1998. (Clerk of the Board)

STATUS: [1/10/94] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 1/18/94 meeting.)

35. File 92-94-2. [Appointments/Telecommunications Policy Committee] Consideration of appointment of members to the Telecommunications Policy Committee, vice Harmon Schragge (Public Interest - Seat No. 21605), John Van Heusden (Public Interest - Seat No. 21606), Kathleen Tyner (Public Interest - Seat No. 21607), Byron Rhett (Public Interest - Seat No. 21608), and Carole Roberts (Television - Seat No. 21609), terms expiring, for the two-year terms ending February 1, 1996. (Clerk of the Board)

STATUS: [1/10/94] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 2/1/94 meeting.)

36. File 92-94-3. [Appointment/Veterans Affairs Council] Consideration of appointment of member to the Veterans Affairs Council, vice C.J. Thompson (5), term expiring January 31, 1994, for the four-year term ending January 31, 1998. (Seat No. 23805) (Clerk of the Board)

STATUS: [1/10/94] - REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 2/1/94 meeting.)

GENERAL ITEMS:

- *37. File 56-93-1. [Board-Rules of Order] Motion amending Rule 4.20, Rule 4.31, and 4.24 of the Rules of Order, Board of Supervisors to require that legislation be available to the public for 30 days before action is taken by the Board of Supervisors. (Supervisors Bierman, Hallinan, Shelley, Alioto)

STATUS: [2/1/93] - INTRODUCED IN BOARD.

(7/6/93) - Continued to the call of the chair at sponsor's request.

38. File 60-93-10. Hearing to consider ballot arguments concerning propositions on the November 1993 ballot placed by persons other than the Board of Supervisors. (Supervisor Alioto)

STATUS: [8/9/93] - INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.

39. File 325-93-1. Hearing to consider response to public inquiries regarding the Sunshine Ordinance. (Supervisor Shelley)

STATUS: [12/20/93] - INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.

40. File 97-94-1. [Ballot Pamphlet Materials] Ordinance amending Administrative Code by amending Sections 5.70, 5.71, 5.71-1, 5.73, 5.74.2, 5.74.3, 5.74.5, 5.74.6, 5.74.8, 5.74.9, 5.74.10, 5.75, 5.76, 5.78, 5.78.1 and 5.80 relating to the preparation of ballot pamphlet materials. (Supervisor Bierman)

STATUS: [1/3/93] - INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
(Calendared 1/18/94 meeting.)

41. File 246-93-1. [Propose Establishing Mission Driven Budget Process] Resolution establishing that the City and County of San Francisco should move to a Mission Driven Budget process that creates programmatic and policy review and evaluation of the Budget. (Supervisor Shelley)

STATUS: [1/3/94] - Reactivated pursuant to Rule 4.29.
(Calendared 1/18/94 meeting.)

CHARTER AMENDMENTS

42. File 314-93-1. [Ballot Measure] Charter amendment (First Draft) adding Section 3.531-1 to establish and maintain a minimum staffing level of police officers for the City and County of San Francisco. (Supervisor Maher, Conroy, Alioto)
- STATUS: [12/13/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to departments for review and comments.
(Calendared 1/18/94 meeting.)
43. File 317-93-1. [Ballot Measure] DRAFT charter amendment (First Draft) concerning "The Health-Care Bill of Right". (Supervisor Migden)
- STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.
(Calendared 1/18/94 meeting.)
44. File 318-93-1. [Ballot Measure] DRAFT charter amendment (First Draft) adding Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. (Supervisor Migden)
- STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.
(Calendared 1/18/94 meeting.)
45. File 319-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 regarding employment after retirement for retired persons. (Supervisor Migden)
- STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.
(Calendared 1/18/94 meeting.)
46. File 320-93-1. [Ballot Measure] Charter amendment (First Draft) amending Section 7.309 relating to the financing of the acquisition of equipment. (Supervisor Shelley)
- STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to departments for review and comments.
(Calendared 1/18/94 meeting.)
47. File 321-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) adding a new section to establish the Department of the Environment. (Supervisor Shelley)
- STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.
(Calendared 1/18/94 meeting.)

48. File 322-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) adding a new section to regulate recycling. (Supervisor Shelley)

STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.

49. File 323-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) amending Section 9.108 to limit to eight (8) the total number of ordinances and declarations of policy that the Board of Supervisors, four members of the Board of Supervisors and the Mayor may submit at a single election. (Supervisor Alioto)

STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.

50. File 324-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) adding Section 3.562 to establish a minimum level of service provided by the Public Library. (Supervisor Alioto)

STATUS: [12/20/93] – INTRODUCED IN BOARD; AWAITING COMMITTEE ACTION.
To be referred to City Attorney for preparation into approved as to form.

51. File 212-94-1. [Ballot Measure-Combined Emergency Dispatch Center] Resolution submitting to the qualified electors of the City and County of San Francisco a proposition authorizing the City to enter into lease financing arrangements for the construction of a combined dispatch center and the acquisition of related equipment, including a computer-aided dispatch system, for police, fire, and emergency medical services. (Chief Administrative Officer)

STATUS: [1/10/94] – REFERRED TO COMMITTEE; AWAITING COMMITTEE ACTION.
(Calendared 2/1/94 meeting.)

cc: Members, Board of Supervisors
Deputy City Attorney
Budget Analyst
Controller
Clerk of the Board
Deputy Clerks of Board (2)
Mayor's Office

CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

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January 28, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: February 1, 1994 Rules Committee Meeting

DOCUMENTS DEPT.

JAN 23 1994

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Item 1 - File 318-93-1

Note: This item was continued at the January 18, 1994 Rules Committee meeting.

Proposed Ballot

Measure: Charter Amendment

Draft: Second

Section Affected: Sections 6.201-1 through 6.201-3

Description: The proposed Charter Amendment would add Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. According to the proposed Charter Amendment, a mission driven budget requires City departments to prepare their annual budgets describing in detail each activity of that department and the cost of that activity. These details would include the following:

1. The overall mission and goals of the department.
2. The specific programs and activities conducted by the department to accomplish those goals.
3. The customers or clients served by that department.

4. The service outcome of the department's programs or activities.
5. Strategic plans that guide each program.
6. Productivity goals that measure progress towards program objectives.
7. The total cost of carrying out each program or activity.

The proposed Charter Amendment would require that a City-wide mission driven budget be phased in over a three year period. The Mayor would be responsible for identifying one-third of the City departments that would be required to submit a mission driven budget for each of those three years.

Finally, the proposed Charter Amendment would require that the Controller report to the Mayor and the Board of Supervisors within 30 days of issuing the City's annual financial report the extent to which each City department has achieved expenditure savings or exceeded revenue estimates. At which point, the proposed Charter Amendment would encourage the Mayor and the Board of Supervisors to reward those departments with savings or excess revenues with new funds. These funds would be appropriated through the supplemental appropriation process.

**Effect on the Cost
of Government:**

The Controller's Office reports that the proposed Charter Amendment would have no fiscal impact.

Comments:

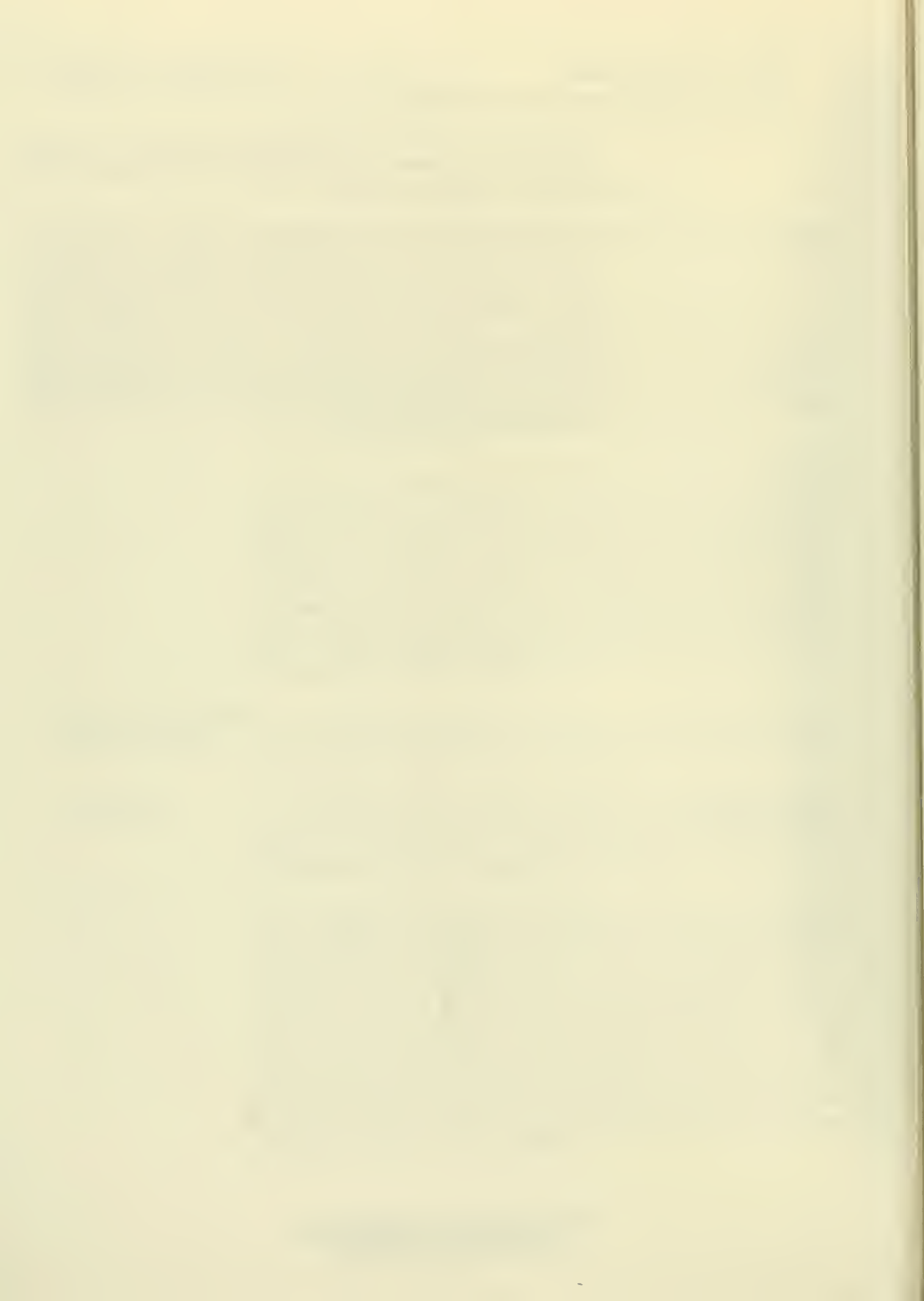
1. The City's current budget process is incremental in that annual expenditure increases or decreases are made gradually based on the previous fiscal year's expenditure levels regardless of program outcomes or objectives.

2. The Mayor's FY 1994-95 budget instructions request that City departments change their budget format by presenting their budgets with program-level detail. Such detail would include: 1) the program's purpose; 2) previous fiscal year's objectives; and 3) coming fiscal year's objectives. Program objectives are to be time limited and measurable. The budget instructions emphasize that departmental budgets should focus on programmatic results rather than on the resources departments use. According to the Mayor's budget instructions, the performance measures will be used to determine the degree to which a program does or does not perform and that funding decisions will be made accordingly.

Memo to Rules Committee
February 1, 1994 Rules Committee Meeting

3. According to Ms. Teresa Serata, the Mayor's Budget Director, the proposed mission driven budget is consistent with the Mayor's budgetary goals.

4. The Budget Committee, on February 2, 1994, will consider a motion directing the Clerk of the Board to submit a supplemental appropriation to the Mayor for funds necessary to do a "Zero Base" budget analysis of the General Fund Budget of the City and County of San Francisco. Performance of such an analysis for the 1994-95 budget will provide useful information on program cost, service objectives and performance for both the proposed mission driven budget and the Mayor's current direction for departments to provide program-level budget details.



Item 2 - File 319-93-1

Note: This item was continued at the January 18, 1994 Rules Committee meeting.

Proposed Ballot

Measure: Charter Amendment

Draft: Second

Section Affected: Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13

Description: The proposed Charter Amendment would amend Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 to allow a retiree to return to work for the City (120 days per year maximum) without effecting the retiree's pension.

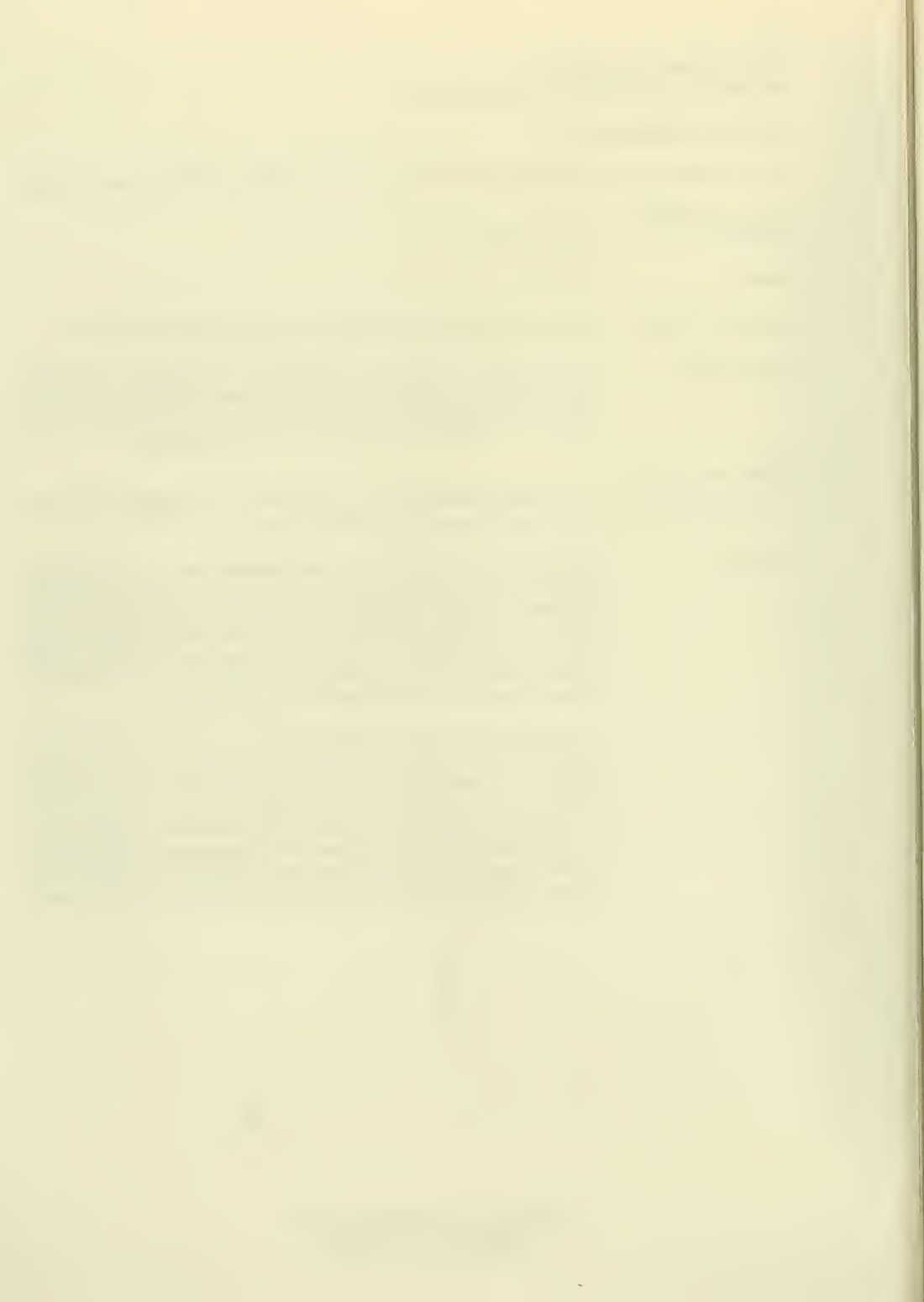
Effect on the Cost

of Government: The Controller's Office reports that the proposed Charter Amendment would have no fiscal impact.

Comment:

1. Currently, the City's Charter permits retired certificated employees (teachers) to enter into consultancy contracts with the San Francisco Unified School District or the San Francisco Community College District without being reinstated into the Retirement System or without a deduction to the retiree's compensation or pension. The City's Charter does not currently place a time limit on such consultancy contracts.

2. According to Mr. Jeff Rothman of the Civil Service Commission, the City would benefit by permitting retired City employees to work up to 120 days per year. Mr. Rothman advises that retired City employees have institutional knowledge of City departments and processes that younger, less experienced City employees do not possess. In addition, if a department only requires temporary help, it would be easier to hire a retired employee than to hire and train a new person.



Item 3 - File 246-93-1

Note: This item was continued at the January 18, 1994 Rules Committee meeting.

Proposed Ballot

Measure: Charter Resolution

Draft: First

Section Affected: Undetermined

Description: The proposed resolution would establish that the City should move to a mission driven budget process that creates programmatic and policy review and evaluation of the budget instead of focusing on incremental changes to the budget which, according to the proposed resolution, is currently the City's process.

**Effect on the Cost
of Government:**

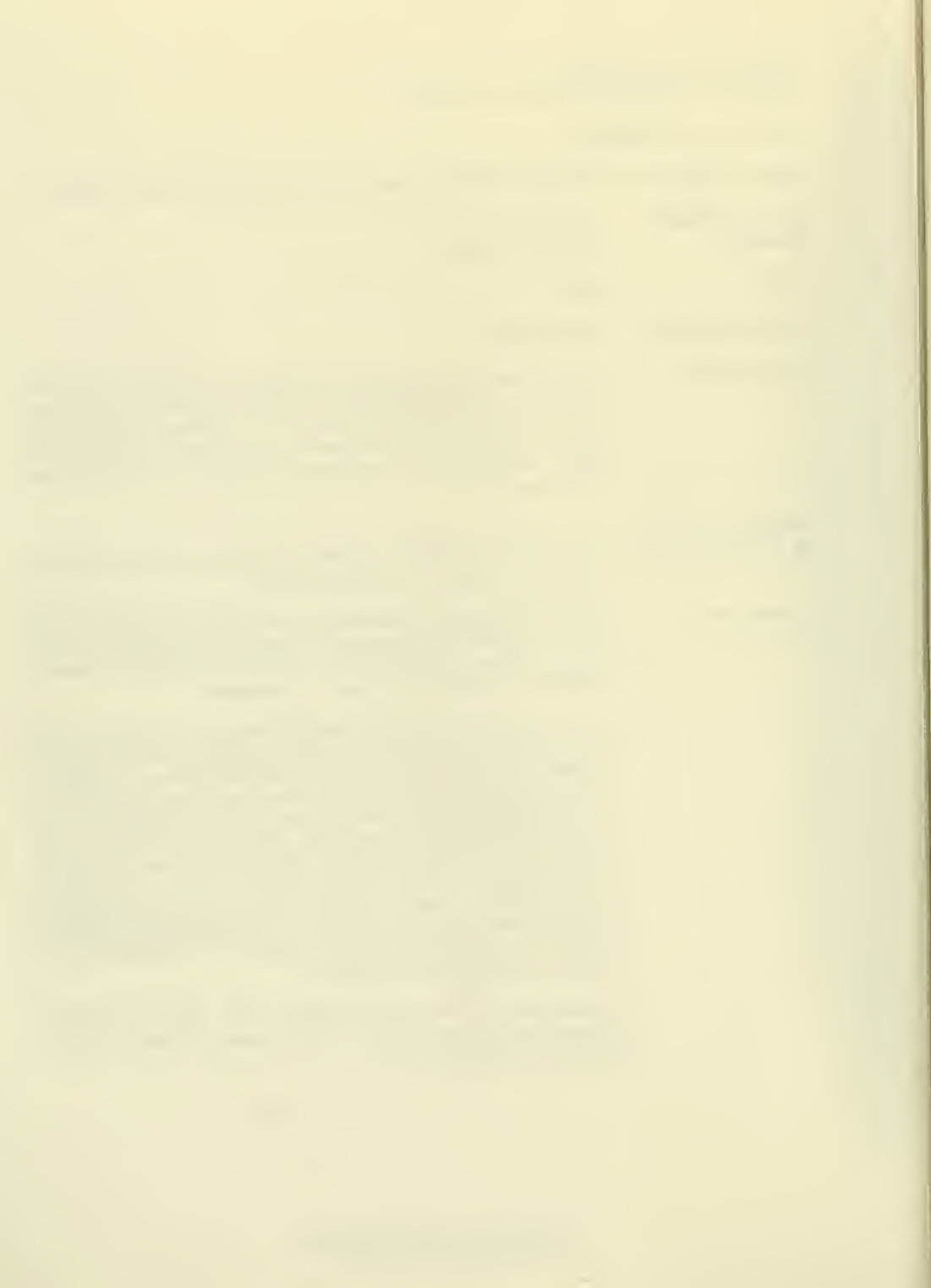
The Controller's Office reports that the proposed Charter Resolution would have no fiscal impact.

Comments:

1. The City's current budget process is incremental in that annual expenditure increases or decreases are made gradually based on the previous fiscal year's expenditure levels regardless of program outcomes or objectives.

2. The Mayor's FY 1994-95 budget instructions request City departments to change their budget format by presenting their budgets with program-level detail. Such detail would include: 1) the program's purpose; 2) previous fiscal year's objectives; and 3) coming fiscal year's objectives. Program objectives are to be time limited and measurable. The budget instructions emphasize that departmental budgets should focus on programmatic results rather than on the resources departments use. According to the Mayor's budget instructions, the performance measures will be used to determine the degree to which a program does or does not perform and that funding decisions will be made accordingly.

3. According to Ms. Teresa Serata, the Mayor's Budget Director, the proposed mission driven budget is consistent with the Mayor's budgetary goals.



Memo to Rules Committee
February 1, 1994 Rules Committee Meeting

Item 4 - File 321-93-1

Note: This item was continued at the January 18, 1994 Rules Committee meeting.

Proposed Ballot Measure:

Charter Amendment

Draft:

Skeletal

Section Affected:

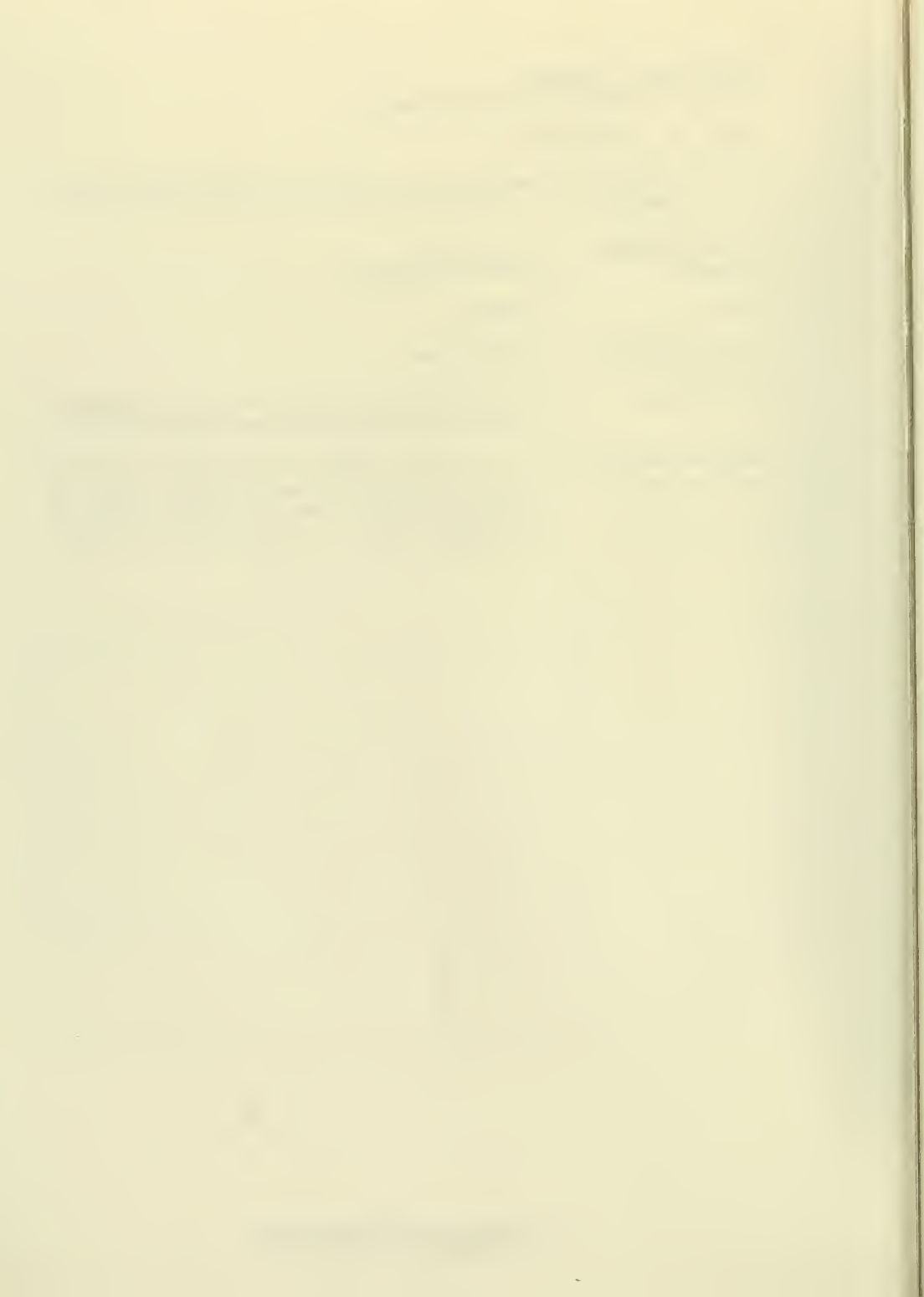
Undetermined

Description:

As of the writing of this report, only a skeletal Charter Amendment has been submitted in the file.

Effect on the Cost of Governments:

The Controller's Office advises that since this Charter Amendment is only in skeletal form, the Controller's Office has not prepared an analysis of the fiscal impact of the proposed Charter Amendment.



Item 5 - File 212-94-1

Proposed Ballot

Measure: Ballot Proposition—Combined Emergency Dispatch Center

Description: The proposed resolution would submit to the qualified electors of the City and County of San Francisco a proposition to authorize the City to enter into lease financing arrangements for the construction of a combined emergency dispatch center and the acquisition of related equipment, including a computer-aided dispatch system, for police, fire, and emergency medical services.

Effect on the Cost of Government: The Controller's Office has not yet completed its analysis of the fiscal impact of the proposed Ballot Measure.

Comments:

1. The proposed resolution would place a ballot measure on the June 1994 ballot authorizing the City to issue up to \$60 million in Certificates of Participation (COPs) to fund the construction of a new Combined Emergency Dispatch Center. A Certificate of Participation is an obligation of a public entity (the City) based on a lease agreement with a third party (the non-profit San Francisco Finance Corporation). Payments to certificate holders would be made from the General Fund. The General Fund would be reimbursed by the 911 Emergency Response Fund.
2. The Board of Supervisors adopted two ordinances and a resolution in December of 1993 to effect the following actions:
 - a. Impose a 911 Emergency Response Fee on telephone subscribers to finance the 911 communication system consolidation and improvements and to place the proceeds in a new special fund designated as the 911 Emergency Response Fund¹.
 - b. Establish a new special fund designated as the 911 Emergency Response Fund.
 - c. Authorize and direct the Chief Administrative Officer (CAO) to take all steps necessary to construct and equip a 911 Communications Facility (Combined Emergency Dispatch Center) in consultation with the Mayor's Office of Emergency Services.

¹The legislation provides that the 911 Emergency Response Fee will sunset and be substituted with the residential Utility Users' Tax should the residential Utility Users' Tax be reinstituted. Residential customers have been exempt from paying the Utility Users' Tax since 1987.

3. Based on a preliminary financial plan for the 911 facility, total project costs were defined in the ordinance establishing the 911 Emergency Response Fee as an amount not to exceed \$57.851 million. The Budget Analyst has previously estimated that the 911 Emergency Response Fee would produce approximately \$4.5 million, annually, in new City revenues. According to Mr. Nothenberg, a debt issuance (in this instance, Certificates of Participation) is needed to fund the costs associated with the project because revenues from the 911 Emergency Response Fee will not provide sufficient funds in time to meet the expected expenditure requirements of the project on a cash basis.

4. Mr. Steve Nelson of the CAO's Office states that the electorate is being asked authorize lease financing in the amount of up to \$60 million to finance the following costs associated with establishing a Combined Emergency Dispatch Center:

Building	\$12,220,000
Furnishings, Fixtures & Equipment	1,000,000
Hardware	16,627,000
Software	5,855,000
Mobile Display Terminals	7,728,000
Project Management-CAO's Office	1,096,000 *
Controller's ISD Costs	1,096,000 *
Conversion Costs	<u>280,000</u>
Acquisition Cost	\$45,902,000
Financing Cost ²	<u>11,949,000</u>
Total Project Cost	\$57,851,000

*According to Mr. Nelson, it is coincidental that the estimate for these costs are identical.

Approximately \$50.9 million of the total project cost identified above is expected to be paid from 911 fee revenue and interest earnings (approximately \$48.6 million), and Fire Department bond funds that can be applied to this project (approximately \$2.3 million). The balance of funds needed, approximately \$7.0 million, must therefore be paid from some other source. Since no other funding source has been identified at this time, the \$7.0 million will likely become a General Fund obligation. This expenditure will be required over the 10.5 year term of debt repayment, beginning in September, 1994, the same as the period specified by ordinance for collection of the 911 fee.

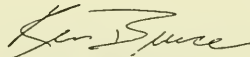
² Financing costs are based on current interest rates. If interest rates are higher at the time financing is required, financing costs will also be higher.

5. The estimated financing costs of \$11,949,000 shown in Comment No. 4 above consist of the following:

Capitalized Interest ³	\$6.7 million
Costs of Issuance	\$1.0 million
Interest on COP Debt Service	<u>\$4.3 million</u>
Total	\$12.0 million**

**The difference between the \$11,949,000 and the \$12 million is due to rounding.

Recommendation: Based on the previous policy decisions of the Board of Supervisors concerning the Combined Emergency Dispatch Center project, approve the proposed ballot proposition.



for Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

³ COP payments are essentially lease payments on a lease purchase agreement. The City is prohibited from making "lease" (aka debt service) payments on assets for which it does not have beneficial use. However, between the time the City borrows the money and the time the first "lease" (or debt service) payment is due, interest is due and payable to the holders of the COP's. In order to pay this cost, the City needs to borrow equivalent to this amount. For all intents and purposes, the City is borrowing to pay interest costs. Hence, the term for this type of borrowing is capitalized interest.

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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TUESDAY, FEBRUARY 1, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER, LEAL

ABSENT: SUPERVISOR MAHER - ITEMS 8 and 9

CLERK: KAY GULBENGAY

1. File 318-93-1. [Ballot Measure] Charter amendment (Second Draft) adding Section 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. (Supervisors Migden, Shelley, Maher)
(Continued from 1/18/94)

ACTION: Hearing held. Recommended.

2. File 319-93-1. [Ballot Measure] Charter amendment (Second Draft) amending Sections 8.511, 8.559-13, 8.585-13, 8.586-13 and 8.588-13 thereof, regarding employment after retirement for retired persons. (Supervisor Migden)
(Continued from 1/18/94)

ACTION: Hearing held. Recommended.

3. File 246-93-1. [Propose Establishing Mission Driven Budget Process] Resolution establishing that the City and County of San Francisco should move to a Mission Driven Budget process that creates programmatic and policy review and evaluation of the Budget. (Supervisor Shelley)
(Continued from 1/18/94)

ACTION: Hearing held. Recommended. (Supervisor Migden added as co-sponsor.)

4. File 321-93-1. [Ballot Measure] SKELETAL charter amendment (First Draft) adding a new section to establish the Department of the Environment. (Supervisor Shelley)

ACTION: Continued to call of the chair at the request of the sponsor.

5. File 212-94-1. [Ballot Measure-Combined Emergency Dispatch Center] Resolution submitting to the qualified electors of the City and County of San Francisco a proposition authorizing the City to enter into lease financing arrangements for the construction of a combined dispatch center and the acquisition of related equipment, including a computer-aided dispatch system, for police, fire, and emergency medical services. (Chief Administrative Officer)

ACTION: Hearing held. Recommended. (Supervisors Migden, Maher added as sponsors.)

6. File 54-94-1. [Prop O Meeting – Bayview/Hunters Point] Motion ordering the March 10, 1994 meeting of the Select Committee on Base Closures of the San Francisco Board of Supervisors to be held in the Bayview/Hunters Point Neighborhood, at 6:30 PM. (Supervisor Shelley)

ACTION: Continued to call of the chair.

7. File 92-93-39. Consideration of appointment of member of the Board of Supervisors to the Association of Bay Area Governments, Executive Board (alternate position), to Supervisor Kennedy, term expired June 30, 1993, for a new two-year term ending June 30, 1995. (Clerk of the Board)

Applicant: Supervisor Kevin Shelley

ACTION: Hearing held. Appointment of Supervisor Kevin Shelley recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing member to the Association of Bay Area Governments, Executive Board, Alternate." Recommended.

8. File 92-93-58. Consideration of appointment of members to the Bicycle Advisory Committee, vice Lewis Blaikie (Bicycle Organization – Seat No. 24304), Merylee S. Bingham (Bicycle Organization – Seat No. 24305), Darryl Skrabak (Bicycle Organization – Seat No. 24306), Joanna Callenbach (Bicyclist at Large – Seat No. 24306) terms expiring December 31, 1993, for new two-year terms ending December 31, 1995. (Clerk of the Board)

Applicants: Merylee S. Bingham (vice self)
Pam Coxson
Herbert Koller

ACTION: Hearing held. Appointments of Lewis Blaikie, Merylee S. Bingham, and Darryl Skrabak continued to the call of the chair.
Remaining appointment recommended.

File 92-93-58.1. Hearing held. Appointment of Herbert Koller, vice Joanna Callenbach recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing member to the Bicycle Advisory Committee." Recommended.

9. File 92-94-2. Consideration of appointment of members to the Telecommunications Policy Committee, vice Harmon Schragge (Public Interest – Seat No. 21605), John Van Heusden (Public Interest – Seat No. 21606), Kathleen Tyner (Public Interest – Seat No. 21607), Byron Rhett (Public Interest – Seat No. 21608), and Carole Roberts (Television – Seat No. 21609), terms expiring, for the two-year terms ending February 1, 1996. (Clerk of the Board)

Applicants: Carole Roberts
Byron Rhett

ACTION: Hearing held. Appointments of Harmon Schragge, John Van Heusden, Kathleen Tyner and Byron Rhett continued to the call of the chair.
Remaining appointment recommended.

File 92-94-2.1. Hearing held. Appointment of Carole Roberts recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to Telecommunications Policy Committee". Recommended.

10. File 92-92-41.1. Consideration of appointment of nine (9) of eleven (11) community members who are residents of the Hayes Valley and Western Addition neighborhoods to the Hayes Valley/Western Addition Transportation Task Force. (Clerk of the Board) Board No. 263.

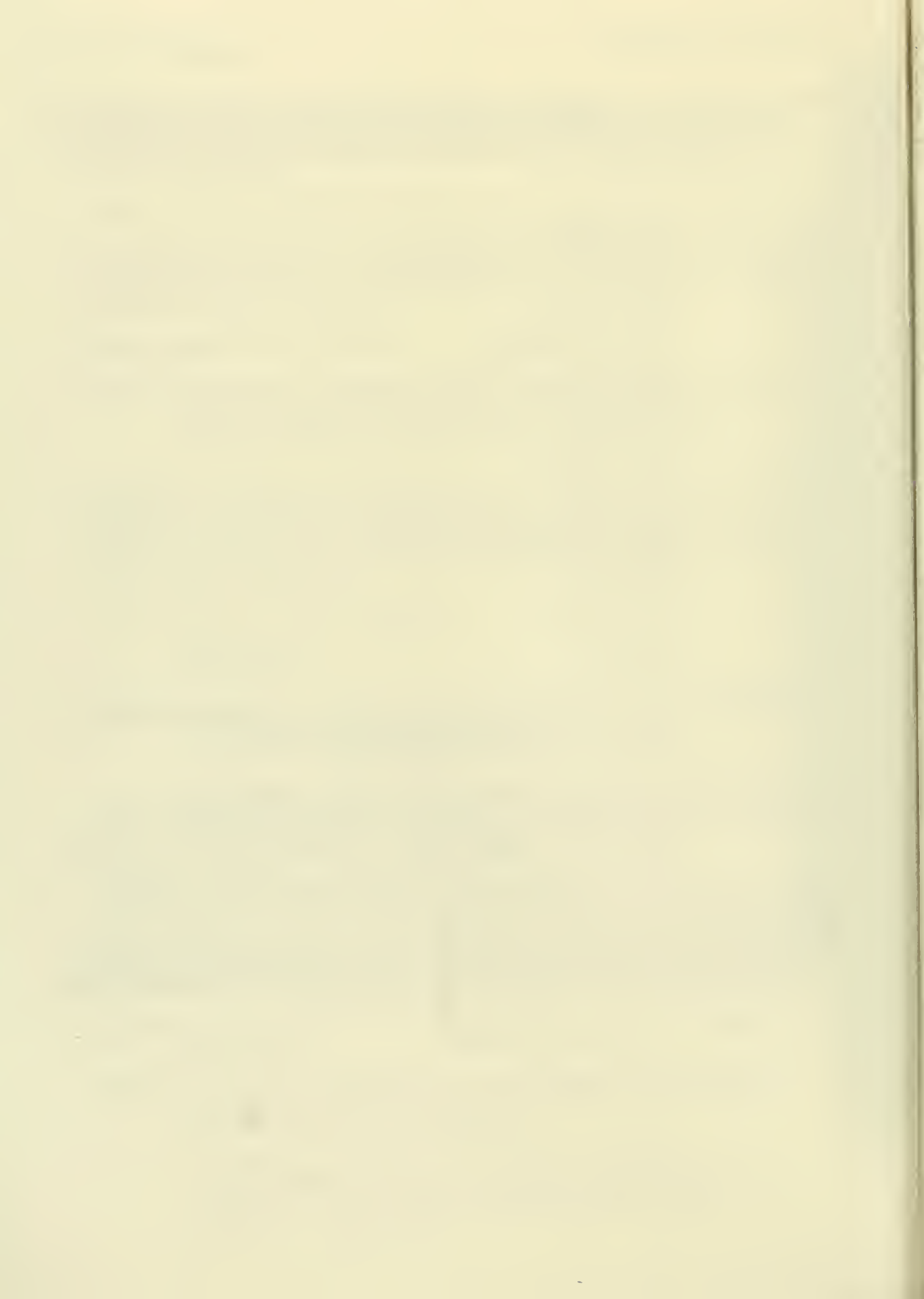
Applicants: Craig B. Etlin
 Herbert Koller
 Ward O. Smith
 Lisa Foster
 Wayne M. Corn
 Russell Pritchard
 Stedman F. Matthew
 Mychael Todd Robinson
 Diane Dragone
 Robert T. Czekala
 Antonio Rossman NR
 Richard Higgins
 Lynn Friedman
 Matthew Wettlauter
 Lynne Creighton
 Tom Girardot
 Cecilia A. Shepard
 Mary Beth Frederick
 Lewis W. Butler
 Mary Austern
 Nancy J. Zimmer
 Wes Romine
 Amy Miller
 Ephraim Hirsch

ACTION: Hearing held. Appointments of Mary Austern, Ephraim Hirsch, Nancy J. Zimmer and Tom Girardot continued to call of chair.
 Remaining appointments recommended.

File 92-92-41.2. Hearing held. Appointments of Craig B. Etlin, Lisa Foster, Wayne M. Corn, Russell Pritchard, Robert T. Czekala, Diane Dragone, Lynne Creighton, Cecilia A. Shepard and Mary Beth Frederick recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Hayes Valley and Western Addition Transportation Task Force." Recommended.

11. File 54-94-2. [Prop O Meeting – Western Addition] Motion ordering the March 22, 1994 meeting of the Health, Public Safety and Environment Committee of the San Francisco Board of Supervisors to be held at the Ella Hill Hutch Community Center, 1050 McAllister Street, at 6:30 PM. (Supervisor Shelley)

ACTION: Hearing held. Recommended.



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BUDGET ANALYST

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February 11, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: February 15, 1994 Rules Committee Meeting

Item 10 - File 318-93-1

Note: This item was amended and rereferred from the February 7, 1994 Board of Supervisors meeting to the Rules Committee meeting.

Proposed Ballot

Measure: Charter Amendment

Draft: Third

Section Affected: Sections 6.201-1 through 6.201-3

Description: The proposed Charter Amendment would delete Section 6.201 relating to uniform classifications of budget estimates and add Sections 6.201-1 through 6.201-3 relating to requirements for mission driven budgeting. According to the proposed Charter Amendment, a mission driven budget requires City departments to prepare their annual budgets describing in detail each activity of that department and the cost of that activity. These details would include the following:

1. The overall mission and goals of the department.
2. The specific programs and activities conducted by the department to accomplish those goals.

3. The customers or clients served by that department.
4. The service outcome of the department's programs or activities.
5. Strategic plans that guide each program.
6. Productivity goals that measure progress towards program objectives.
7. The total cost of carrying out each program or activity.
8. The extent to which the department achieved, exceeded or failed to meet its missions, goals, productivity objectives and spending constraints.

The proposed Charter Amendment would require that a City-wide mission driven budget be phased in over a three year period. The Mayor would be responsible for identifying one-third of the City departments that would be required to submit a mission driven budget for each of those three years. The Controller, after consulting with the Mayor, would direct the form of the departmental budget estimates.

Finally, the proposed Charter Amendment would require that the Controller report to the Mayor and the Board of Supervisors within 30 days of issuing the City's annual financial report the extent to which each City department has achieved expenditure savings or exceeded revenue estimates. At which point, the proposed Charter Amendment would encourage the Mayor and the Board of Supervisors to reward those departments with savings or excess revenues with new funds. These funds would be appropriated through the supplemental appropriation process.

**Effect on the Cost
of Government:**

The Controller's Office reports that the proposed Charter Amendment would have no fiscal impact.

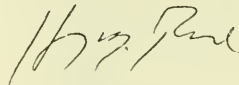
Comments:

1. The City's current budget process is incremental in that annual expenditure increases or decreases are made gradually based on the previous fiscal year's expenditure levels regardless of program outcomes or objectives.
2. The Mayor's FY 1994-95 budget instructions request that City departments change their budget format by presenting their budgets with program-level detail. Such detail would include: 1) the program's purpose; 2) previous fiscal year's objectives; and 3) coming fiscal year's objectives. Program

objectives are to be time limited and measurable. The budget instructions emphasize that departmental budgets should focus on programmatic results rather than on the resources departments use. According to the Mayor's budget instructions, the performance measures will be used to determine the degree to which a program does or does not perform and that funding decisions will be made accordingly.

3. According to Ms. Teresa Serata, the Mayor's Budget Director, the proposed mission driven budget is consistent with the Mayor's budgetary goals.

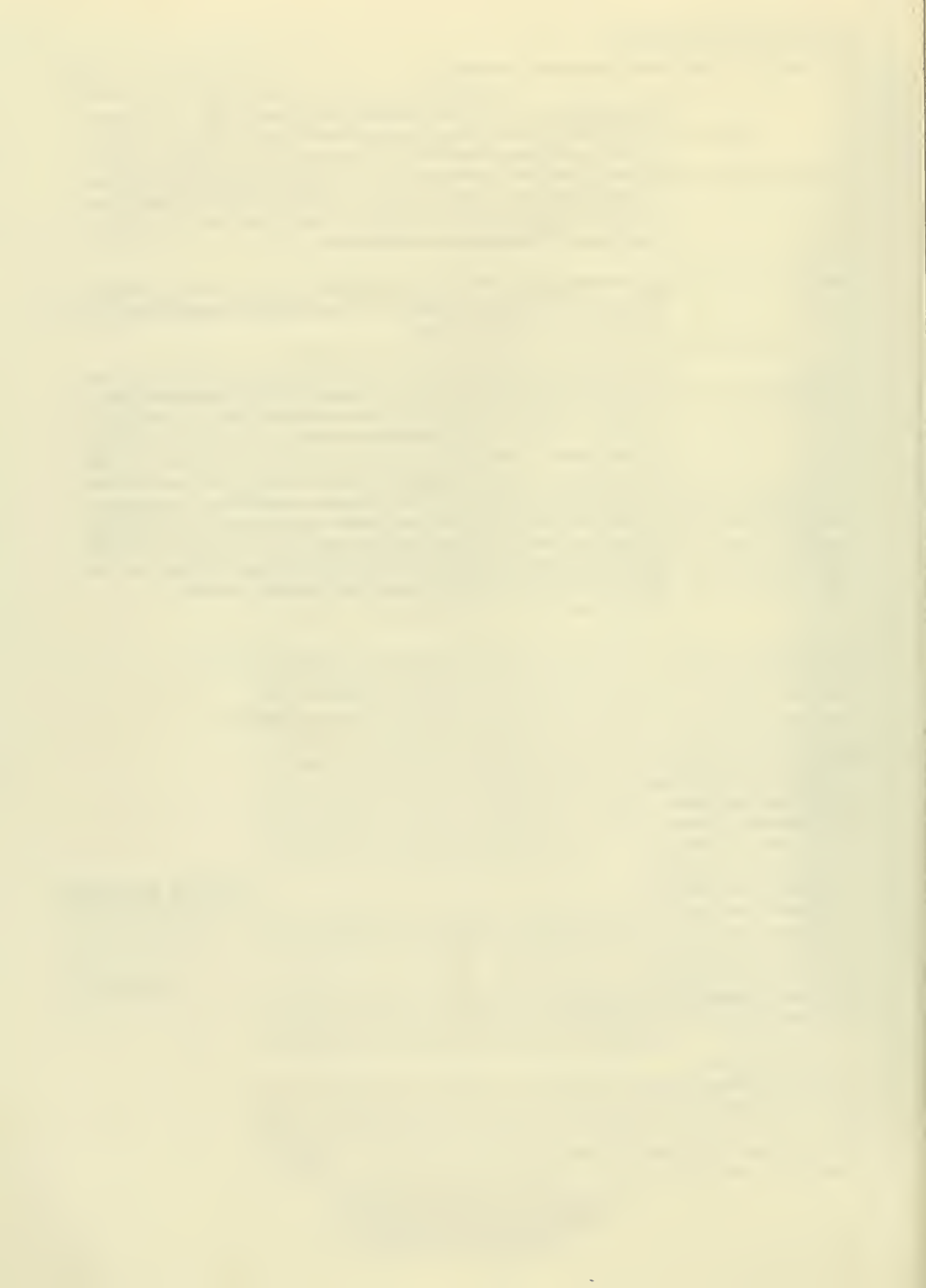
4. The Board of Supervisors approved a motion directing the Clerk of the Board to submit a supplemental appropriation to the Mayor for funds necessary to enable the Budget Analyst to conduct a "Zero Base" budget of various City and County departments comprising approximately 87.6 percent of the City's General Fund Budget. Performance of such an analysis for the 1994-95 budget should produce significant savings as well as providing useful information on program cost, service objectives and performance for both the proposed mission driven budget and the Mayor's current direction for departments to provide program level budget details.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
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RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, FEBRUARY 15, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, LEAL

ABSENT: SUPERVISOR MAHER

CLERK: KAY GULBENGAY

1. File 92-93-62. Consideration of appointment of nine (9) members to the newly established Task Force on Prostitution pursuant to Resolution No. 940-93 for one year terms. (Clerk of the Board) (Board No. 276)
(Continued from 1/18/94)

Applicant: Gary A. Zodrow (NR)

Judith Cohen

Rachel West

Gloria Lockett (NR)

Celia McGuinness (NR)

Michael Stepanian

Katherine Sher

Norma Hotaling

Christine Beatty

James Davidson

Joe Leggs Schleicher

Marvis J. Phillips

Ronald Ferris

Polk Street District (27604)

AWARE (27611)

U.S. Prostitutes Collective (27606)

African American

Organization (27609)

Nat'l Lawyers Guild (27614)

SF Chamber of Commerce (27601)

At Large Legal Community
(27623)

At Large Legal Community
(27623)

Prostitution Prevention
Intervention and Research
Organization (27622)

At Large(Unspecified)
(27624)

At Large (Unspecified)
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At Large (Unspecified)
(27624)

ACTION: Hearing held. Appointment of representative of the SF Chamber of Commerce continued to call of the chair. Remaining appointments recommended.

File 92-93-62.2. Hearing held. Appointments of Gary A. Zodrow, Judith Cohen, Rachel West, Gloria Lockett, Celia McGuinness, Michael Stepanian, Norma Hotaling, and Christine Beatty recommended. Resolution prepared in and reported out of committee entitled: "Appointing members to the Task Force on Prostitution; making findings waiving residency requirements for members representing Polk Street District, African American Organization, National Lawyers Guild." Recommended.

2. File 92-93-45. [Appointments to Sunshine Ordinance Task Force] Resolution appointing members to the newly established Sunshine Ordinance Task Force. (Clerk of the Board)
(Rereferred to Committee from Board on 1/24/94)

Applicants: Sue Hestor

Enrique Ramirez
Joseph van ness Ballesteros
James Chaffee
Bryon McWaters
Kathryn L. Perry
Shelley Elvira Salieri
Rev. Norman Fong
Eric Brizee
Catherine Shen

ACTION: Hearing held. Continued to call of the chair.

3. File 92-94-3. [Appointment/Veterans Affairs Commission] Hearing consideration of appointment of member to the Veterans Affairs Commission, vice C.J. Thompson-White (S), term expiring January 31, 1994, for the four-year term ending January 31, 1998. (Seat No. 23805) (Clerk of the Board)

Applicant: C.J. Thompson-White

ACTION: Hearing held. Appointment of CJ Thompson-White recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Veterans Affairs Commission." Recommended.

4. File 92-94-2. [Appointments/Telecommunications Policy Committee] Consideration of appointment of members to the Telecommunications Policy Committee, vice Harmon Schragge (Public Interest – Seat No. 21605), John Van Heusden (Public Interest – Seat No. 21606), Kathleen Tyner (Public Interest – Seat No. 21607), Byron Rhett (Public Interest – Seat No. 21608), terms expired, for the two-year terms ending February 1, 1996. (Clerk of the Board)
(Continued from 2/1/94)

Applicants: Byron Rhett

John Van Heusden
Edd Dundas
Sybil Boutilier

ACTION: Hearing held. Appointments of Byron Rhett, John Van Heusden, Edd Dundas, and Sybil Boutilier recommended. Resolution prepared in and reported out of committee entitled:
"Appointing members to the Telecommunications Policy Committee."
Recommended.

5. File 33-94-1.1. [San Francisco Stadium, Inc. Board of Directors] Resolution confirming Mayor's appointment of members to the San Francisco Stadium Incorporated, Board of Directors (Louise Bea, vice self, for the term ending March 1, 1995 and George Broder, vice self, for the term ending March 1, 1995).

ACTION: Hearing held. Question divided. Consideration of appointment of George Broder severed and considered separately.
Remaining appointment of Louise Bea continued to call of the chair.

File 33-94-1.2. Hearing held. Resolution prepared in and reported out of committee entitled:
"Confirming Mayor's appointment of member to the San Francisco Stadium Incorporated, Board of Directors." Recommended.

6. File 92-93-58. Consideration of appointment of members to the Bicycle Advisory Committee, vice Lewis Blaikie (Bicycle Organization – Seat No. 24304), Merylee S. Bingham (Bicycle Organization – Seat No. 24304), Darryl Skrabak (Bicycle Organization – Seat No. 24306), terms expired for new two-year terms ending December 31, 1995. (Clerk of the Board)
(Continued from 2/1/94)

Applicants: Merylee S. Bingham (vice self)

Pamela Coxson
Niko Letunic
Robin F. Levitt

ACTION: Hearing held. Appointments of Merylee S. Bingham, Pamela Coxson, and Niko Letunic recommended. Resolution prepared in and reported out of committee entitled:
"Appointing members to the Bicycle Advisory Committee."
Recommended.

7. File 92-94-5. [Appointments/Park and Open Space Advisory Committee] Consideration of appointment of a member to the Park and Open Space Advisory, vice Lauri Irving, (Supervisor Kennedy - Seat No. 23301), resigned, for the unexpired portion of the two-year term ending July 15, 1994. (Clerk of the Board)

Applicant: Sharon Hewitt (Supervisor Kennedy)

ACTION: Hearing held. Appointment of Sharon Hewitt recommended.
Resolution prepared in and reported out of committee entitled:
"Appointing member to the Park and Open Space Advisory Committee."
Recommended.

8. File 92-94-4. [Appointments/Adult Day Health Care Planning Council] Consideration of appointment of members to the Adult Day Health Care Planning Council, Lucille Ramstetter (Age Group - Seat No.- 20001), John McKay (Age Group - Seat No. - 20004), Sato Hashizume (Age Group Seat No.- 20009), Joseph Mignola (Age Group Seat No. - 20008), terms expired, for three-year terms ending September 30, 1996. (Clerk of the Board)

Applicants: Joseph Mignola
Lucille Ramstetter

ACTION: Hearing held. Appointment of John McKay, Sato Hashizume, and Joseph Mignola continued to the call of the chair.
Remaining appointments recommended.

File 92-94-4.1. Hearing held. Appointment of Lucille Ramstetter recommended.

Resolution prepared in and reported out of committee entitled:
"Appointing member to the Adult Day Health Care Planning Council."
Recommended.

9. File 92-93-60. Consideration of appointments of members to the Airport Noise Committee vice David Wilson (Airport - Seat No. 20501), Ben Gale (Dept. Public Health - Seat No. 20503), William Arieta (Police Dept. - Seat No. 20504), James Estey (Supervisor Shelley - Seat No. 20507), Curt Holzinger (Supervisor Hallinan - Seat No. 20509), Charles Kroupa (Supervisor Leal - Seat No. 20510), Susan Wendt-Bogear (Supervisor Maher - Seat No. 20511), Michael Arendareff (Supervisor Kennedy - Seat No. 20514), Jerome Sapiro (Supervisor Kaufman - Seat No. 20515), Mark Young (Supervisor Migden - Seat No. 20517), Barbara Sahm (Department of City Planning - Seat No. 20506), terms expired September 30, 1993, for new three-year terms ending September 30, 1996. (Clerk of the Board)

(Continued from 1/18/94)

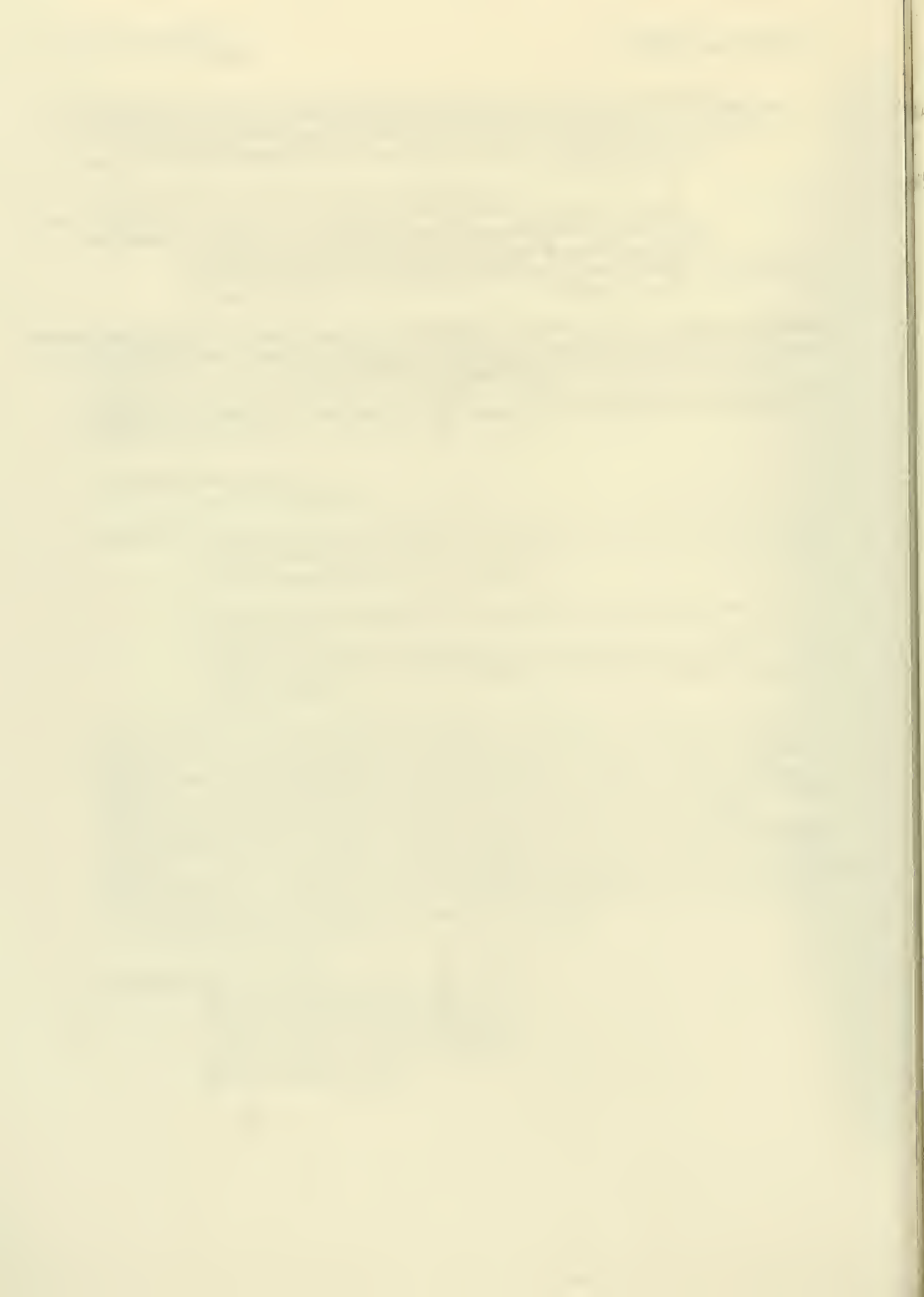
Applicants: Daniel Liberthson (Supervisor Maher)
Ben Gale (Health Department)
William Arieta (Police Department)
Curt Holzinger (Supervisor Hallinan)
Charles Kroupa (Supervisor Leal)
David Wilson (Airport)

ACTION: Hearing held. Appointments of William Arieta, James Estey, Charles Kroupa, Michael Arendareff, Jerome Sapiro, Mark Young and Barbara Sahm continued to call of the chair. Remaining appointments recommended.

File 92-93-60.2. Hearing held. Appointments of Daniel Liberthson, Ben Gale, Curt Holtzinger, and David Wilson recommended. Resolution prepared in and reported out of committee entitled: "Appointment members to the Airport Noise Committee." Recommended.

10. File 318-93-1. [Ballot Measure] Charter Amendment (Third Draft) amending Section 6.201 and adding Sections 6.201 and 6.201-2 relating to requirements for mission driven budgeting. (Supervisors Migden and Shelley, Maher)

ACTION: Hearing held. Recommended. (Supervisor Leal added as co-sponsor.)



**BOARD OF SUPERVISORS****BUDGET ANALYST**

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

February 25, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: March 1, 1994 Rules Committee Meeting

Item 6 - File 97-94-14

Department: Sunshine Ordinance Task Force

Item: Ordinance amending the San Francisco Administrative Code by amending Section 67.30 to change the membership of the Sunshine Ordinance Task Force.

Description: The Sunshine Ordinance Task Force was created to advise the Board of Supervisors and provide information to City departments on appropriate ways to implement the San Francisco Sunshine Ordinance (concerning public access to meetings and information). Presently, the Sunshine Ordinance Task Force consists of nine voting members, appointed by the Board of Supervisors, as follows:

- two members - appointed from individuals whose names have been submitted by the local chapter of the Society of Professional Journalists.
- one member - appointed from individuals whose names have been submitted by the Radio-Television-News-Directors Association.
- one member - appointed from individuals whose names have been submitted by the local chapter of the League of Women Voters.

Memo to Rules Committee
March 1, 1994, Rules Committee Meeting

- one member - appointed from individuals whose names have been submitted by the San Francisco Community Fund.
- two members - appointed from members of the public who have demonstrated interest in or have experience in local government.
- two members - shall be members of the public experienced in consumer advocacy.

The proposed ordinance would amend Administrative Code Section 67.30 to increase the number of members with interest or experience in local government from two to four, thus increasing the total of number of voting members on the Sunshine Advisory Task Force from nine to eleven members.

Comments:

1. According to Mr. Randy Riddle of the City Attorney's Office, two additional members with interest or experience in local government are proposed to be added to the Sunshine Advisory Task Force in order to increase the diversity of the membership on the Task Force.

2. According to Mr. Riddle, all eleven members of the Sunshine Ordinance Task Force (who have not yet been appointed by the Board of Supervisors), including these two additional members, will serve without compensation. Therefore, the proposed ordinance should not result in any additional costs to the City.

3. The proposed ordinance reflects the addition of two new voting members, however, the ordinance needs to be amended to reflect that with the addition of these two new voting members, the total number of voting members would be eleven rather than nine.

4. It should be noted that Item 7, File 97-94-14.1 of this report also addresses changes to the membership of the Sunshine Task Force.

Recommendation: Amend the proposed ordinance to reflect that the total number of voting members on the Sunshine Ordinance Task Force would be eleven. Approval of the proposed ordinance as amended, is a policy matter for the Board of Supervisors.

BOARD OF SUPERVISORS
BUDGET ANALYST

Item 7 - File 97-94-14.1

- Department:** Sunshine Ordinance Task Force
- Item:** Ordinance amending the San Francisco Administrative Code by amending Section 67.30 to change the membership of the Sunshine Ordinance Task Force.
- Description:** The Sunshine Ordinance Task Force was created to advise the Board of Supervisors and provide information to City departments on appropriate ways to implement the San Francisco Sunshine Ordinance (concerning public access to meetings and information). Presently, the Sunshine Ordinance Task Force consists of nine voting members, appointed by the Board of Supervisors, as follows:
- two members - appointed from individuals whose names have been submitted by the local chapter of the Society of Professional Journalists.
 - one member - appointed from individuals whose names have been submitted by the Radio-Television-News-Directors Association.
 - one member - appointed from individuals whose names have been submitted by the local chapter of the League of Women Voters.
 - one member - appointed from individuals whose names have been submitted by the San Francisco Community Fund.
 - two members - appointed from members of the public who have demonstrated interest in or have experience in local government.
 - two members - shall be members of the public experienced in consumer advocacy.
- The proposed resolution would amend Administrative Code Section 67.30 to increase the number of members with interest or experience in local government from two to three and would delete the one member to be appointed from individuals whose names have been submitted by the San Francisco Community Fund, thereby keeping the total number of voting members on the Sunshine Advisory Task Force at nine members.
- Comments:** 1. According to the Office of the Sponsor of the proposed ordinance, the San Francisco Community Fund does not exist and was mistakenly included in the enabling legislation

Memo to Rules Committee
March 1, 1994, Rules Committee Meeting

forming the Task Force (File 97-93-6). Thus, the proposed ordinance would provide that the one member previously to be appointed from the individuals whose names have been submitted by the San Francisco Community Fund, would now be appointed from members of the public with interest or experience in local government.

2. According to Mr. Riddle of the City Attorney's Office, all nine members of the Sunshine Ordinance Task Force (who have not yet been appointed by the Board of Supervisors), including the one new member with interest or experience in local government, will all serve without compensation. Therefore, the proposed ordinance should not result in any additional costs to the City.

3. It should be noted that Item 6, File 97-94-14 of this report also addresses changes to the membership of the Sunshine Task Force.

Recommendation: Approval of the proposed ordinance is a policy matter for the Board of Supervisors.

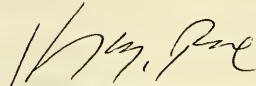
Item 8 - File 54-94-4

- Department:** Employees Retirement System
Workers Compensation Division (WCD)
- Item:** Motion creating a Select Committee of the Board of Supervisors to develop a strategic two-year plan to reform the Workers Compensation system.
- Description:** The Budget Analyst recently completed a management audit of the City's Workers Compensation Division of the Employees Retirement System in February, 1994. According to the proposed motion, this management audit demonstrated serious deficiencies in the Workers Compensation system and outlines the development of a strategic, two-year comprehensive reform package (Section 1.2 of the audit report). Also, according to the proposed motion, the Board of Supervisors should be integrally involved in the process of reforming Workers Compensation to ensure that a massive overhaul of the system is done in a rational and appropriate manner.
- The proposed motion would provide that the Board of Supervisors establish a Select Committee on Workers Compensation to develop a two-year strategy for Workers Compensation reform. This Select Committee would consist of three members of the Board of Supervisors.
- Comments:**
1. According to the Office of the Sponsor of the proposed motion, the three members of the Board of Supervisors comprising this Select Committee would be appointed by the President of the Board of Supervisors.
 2. The Office of the Sponsor of the proposed motion also reports that there would not be any significant additional costs associated with the proposed Select Committee, such that any administrative support costs could be provided through the existing Board of Supervisors budget.

BOARD OF SUPERVISORS
BUDGET ANALYST

Memo to Rules Committee
March 1, 1993 Rules Committee Meeting

Recommendation: Approval of the proposed motion is a policy matter for the Board of Supervisors.


Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

BOARD OF SUPERVISORS
BUDGET ANALYST

0-82
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2/1/94

CALENDAR

RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, MARCH 1, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER

ABSENT: SUPERVISOR LEAL

CLERK: KAY GULBENGAY

1. File 92-93-60. Consideration of appointments of members to the Airport Noise Committee vice William Arieta (Police Dept. - Seat No. 20504), James Estey (Supervisor Shelley - Seat No. 20507), Charles Kroupa (Supervisor Leal - Seat No. 20510), Michael Arendareff (Supervisor Kennedy - Seat No. 20514), Jerome Sapiro (Supervisor Kaufman - Seat No. 20515), Mark Young (Supervisor Migden - Seat No. 20517), and Barbara Sahm (Department of City Planning - Seat No. 20506), terms expired September 30, 1993, for new three-year terms ending September 30, 1996. (Clerk of the Board)

(Continued from 2/15/94)

Applicants: William Arieta (Police Department)
Aurea Luis-Carnes (Supervisor Kennedy)
Charles Kroupa

ACTION: Hearing held. Appointments of James Estey, Charles Kroupa, Jerome Sapiro, Mark Young, and Barbara Sahm continued to call of the chair. Remaining appointments recommended. (See File 92-93-60.3)

File 92-93-60.3. Appointments of William Arieta and Aurea Luis-Carnes recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Airport Noise Committee." Recommended.

2. File 33-94-1.1. [San Francisco Stadium, Inc. Board of Directors] Resolution confirming Mayor's appointment of members to the San Francisco Stadium Incorporated, Board of Directors (Louise Bea, vice self, for the term ending March 1, 1995.

(Continued from 2/15/94)

ACTION: Hearing held. Recommended.

3. File 92-94-4. [Appointments/Adult Day Health Care Planning Council] Consideration of appointment of members to the Adult Day Health Care Planning Council, John McKay (Age Group - Seat No. 20004), Sato Hashizume (Age Group Seat No. 20009), and Joseph Mignola (Age Group Seat No. 20008), terms expired, for three-year terms ending September 30, 1996. (Clerk of the Board)
(Continued from 2/15/94)

Applicant: Joseph Mignola

ACTION: Hearing held. Appointments John McKay and Sato Hashizume continued to call of the chair. Remaining appointment recommended. (See File 92-94-4.2)

File 92-94-4.2. Hearing held. Appointment of Joseph Mignola recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing member to the Adult Day Health Care Planning Council." Recommended.

4. File 92-94-8. [Appointment, Ethics Commission] Consideration of appointment of one member (public slot) to the newly established Ethics Commission created by Charter Amendment (Proposition K), November 2, 1993 election. (Clerk of the Board)

Applicants: Jo Ann Hendricks
Daniel Kalb

ACTION: Hearing held. Continued to April 5, 1994 meeting.

5. File 92-92-35.2. Consideration of appointment of three members vice the Independent Housing Agency, Homeless Person and Community Housing Agency to the Advisory Task Force on Homelessness, terms ending June 30, 1995. (Clerk of the Board)

Applicants: Robin Snyderman (Community Housing Agency)
Walter Park (Independent Housing Agency)

ACTION: Hearing held. Appointment of Walter Park and Homeless Person continued to call of the chair. Remaining appointments recommended. (See File 92-92-35.4)

File 92-92-35.4. Hearing held. Appointment of Robin Snyderman recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing member to the Advisory Task Force on Homelessness." Recommended.

6. File 97-94-14. [Sunshine Ordinance Task Force, Add Two Members] Ordinance amending Administrative Code by amending Section 67.30 to change the membership of the Sunshine Ordinance Task Force by adding two additional public interest positions. (Supervisor Kennedy)

ACTION: Hearing held. File 97-94-14.1 combined herewith. Amended (See File for Details).

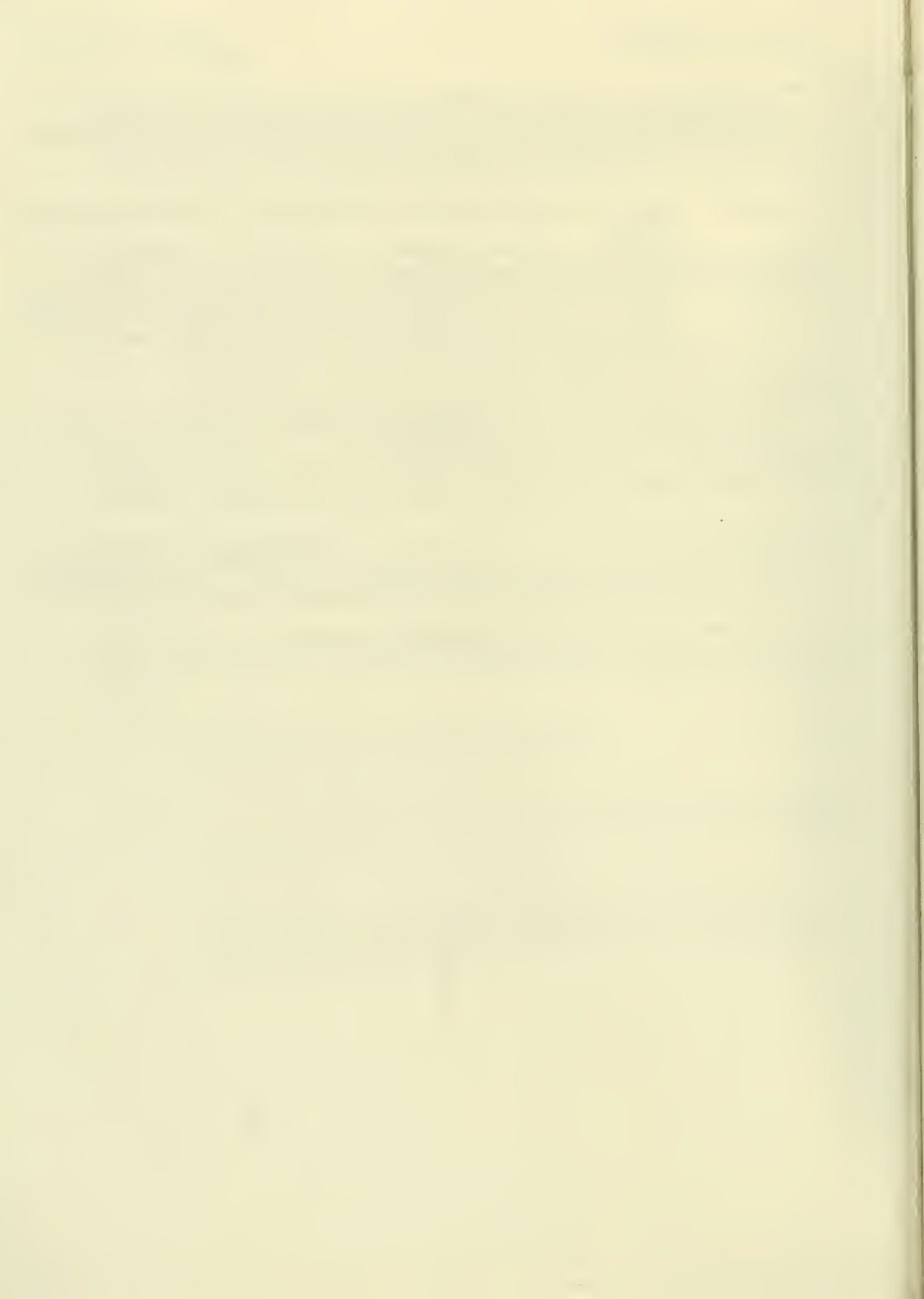
New Title: "Ordinance amending the San Francisco Administrative Code by amending Section 67.30 thereto to change the membership of the Sunshine Ordinance Task Force from nine voting members to eleven voting members by adding two public interest positions, and by providing that one of the voting members shall be appointed from individuals whose names have been submitted by the San Francisco Foundation."
Recommended as amended.

7. File 97-94-14.1. [Sunshine Ordinance Task Force] Ordinance amending Administrative Code by amending Section 67.30 thereto to change the membership of the Sunshine Task Force. (Supervisor Shelley)

ACTION: Hearing held. Combined with File 97-94-14. Filed.

8. File 54-94-4. [Select Committee, Workers Compensation System] Motion creating a Select Committee of the Board of Supervisors to develop a strategic two-year plan to reform the Workers Compensation System. (Supervisors Conroy, Alioto, Hsieh)

ACTION: Hearing held. Continued to call of the chair.



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CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

March 9, 1994

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MAR 1 1994
SAN FRANCISCO
PUBLIC LIBRARY

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: March 10, 1994 Special Rules Committee Meeting

Item 1 - File 230-94-1

Proposed Action: Charter Amendment

Draft: First

Section Affected: Charter Sections 3.691-1 through 3.61-9 would be added to the Charter.

Description:

1. This proposed Charter Amendment is designated as "The Cost-effective BART to the Airport Charter Amendment."
2. The language of proposed Section 3.691-2 states that the People of the City and County of San Francisco declare that:
 - a) It is in the best interests of the City and County of San Francisco to use available revenues and taxpayer funds as cost-effectively as possible in order to fund critical government services;
 - b) Bay Area Rapid Transit District ("BART") and other regional transit agencies have already agreed to pay for extending BART to a multi-transit Airport station connecting BART, Caltrain, SamTrans and a new airport rapid light rail, shuttle;
 - c) San Francisco residents and businesses should not pay more taxes for an Airport BART station when property and sales taxes have been paid for decades on the promise that these funds would finance a BART extension to the Airport.
3. The proposed Charter Section 3.691-3 states that it shall be the law of the City and County that any BART station

constructed at the Airport shall be the most cost-effective, safest and most convenient alternative and that all necessary actions shall be taken by the City and County and its officers to ensure that these criteria are applied to the station to be selected for construction.

4. The proposed Charter Section 3.691-4 states that the following factors shall be considered in determining the most cost-effective BART station at the Airport:

- the station that uses the lowest actual construction costs per passenger to extend rail service from the nearest station off Airport property to one on Airport property;
- the station that uses the lowest actual construction costs to extend rail service from the nearest station off Airport property to one on Airport property;
- the station that uses the lowest actual construction costs to build the actual airport station on Airport property;
- the station that uses the lowest cost per passenger to build the actual Airport station on Airport property; and,
- the station that entails the lowest cost associated with delaying or interrupting current Airport operations and current or approved airport expansion projects.

5. Proposed Charter Section 3.691-5 states that the following criteria shall be applied for determining the safest BART station:

The safest BART station at the Airport shall be the one that is determined to best meet federal standards for airport safety and for such hazards as fires, terrorist acts and earthquakes.

6. The most convenient BART station is described in the proposed Charter Section 3.691-6 as the station alternative with:

- the nearest estimated start date for the operation of BART service to the Airport;
- the shortest average travel time for all airline passengers and Airport employees to airline terminals and employee work areas;
- the least disruption or delay to current travel to, and use of, the Airport by airline passengers and Airport employees;
- the least disruption or delay to new mass transportation services to the Airport for airline passengers and Airport employees;

- the shortest required walking or wheel-chair distance from transit stops; and,
- the least disruption or delay to completion of the planned Airport light-rail system and the multi-transit hook-up to BART, CalTrain and SamTrans.

7. Proposed Charter Section 3.691-8 states that:

The Mayor, the Board of Supervisors, and the Airports Commission and all City and County officers and agencies with any authority over any aspect of construction or funding of a BART station at the Airport shall neither divert any City or County funds from essential City and County programs nor raise City or County taxes to construct a BART passenger station within the area of the Airport or to extend BART rail service directly into the Airport terminal area. For purposes of this Charter section, essential City and County programs refer to those involving police, fire, public health or library services.

**Effect on the Cost
of Government:**

The effect on the cost of government from this proposal cannot be estimated at this time. To the extent that the proposed Charter Amendment would prevent the selection of a less cost effective BART station alternative, there may be a reduction to the cost of government.

Comments:

1. Mr. Chris Brittle, Manager of Planning for the Metropolitan Transportation Commission (MTC) reports that the MTC did an "alternatives analysis" for BART-to-the-Airport in 1991. That analysis identified two alternatives, a *baseline* alternative (approximate cost of \$627 million in 1991 dollars) that would extend BART in the most direct, least cost route from the Daly City station to a location outside of the Airport; and a *locally preferred* alternative (approximate cost of \$757 million in 1991 dollars or \$130 million more than the baseline alternative) that would route BART around the City of San Bruno and require extensive undergrounding of the BART line to a location outside of the Airport.

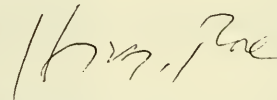
2. Mr. Brittle states that funding for the *baseline* alternative of \$627 million could be provided by 75% Federal Transit Administration funds (approximately \$470 million) and 25% (approximately \$157 million) from the San Mateo Transit District (SAMTRANS). SAMTRANS would also fund the incremental operating costs for BART to the Airport service. The additional \$130 million cost of the *locally preferred* alternative, over and above the baseline alternative, would have to be funded from some other source, presumably from the communities that benefit from changes that result in the

increased cost over the baseline alternative (i.e. San Bruno and Colma).

3. Provisional, rough initial cost estimates for routing BART into the Airport were in the range of an additional \$400 to \$450 million over the baseline alternative. However, these estimates were based on building a BART station under the Airport parking facilities.

4. BART is now conducting preliminary engineering studies which will address additional alternatives, including a possible lower cost BART station inside the Airport, under a new Airport Transportation Center. Initial environmental studies of these additional alternatives will be made public by BART in the next few months, according to Mr. Brittle, for review, comment and consideration from a cost standpoint.

5. Mr. Louis Turpen, Director of Airports, states that there has been no consideration of Airport participation in the funding of the Airport BART station project as of this date. Moreover, the use of Airport revenues for this purpose would be subject to the normal restrictions and legal impediments that require that such revenues be used for Airport and airline travel purposes only. According to Mr. Turpen, the airlines who use the San Francisco International Airport have notified the Airports Commission that they do not view the BART station as an appropriate use of Airport revenue and that the airlines would strongly oppose the use of any Airport revenues for a BART station project.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman

Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

BOARD OF SUPERVISORS
BUDGET ANALYST

CALENDAR *Actions Taken*

MAR 14 1994

SPECIAL RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

SAN FRANCISCO
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THURSDAY, MARCH 10, 1994 - 1:00 P.M.

ROOM 228, CITY HALL

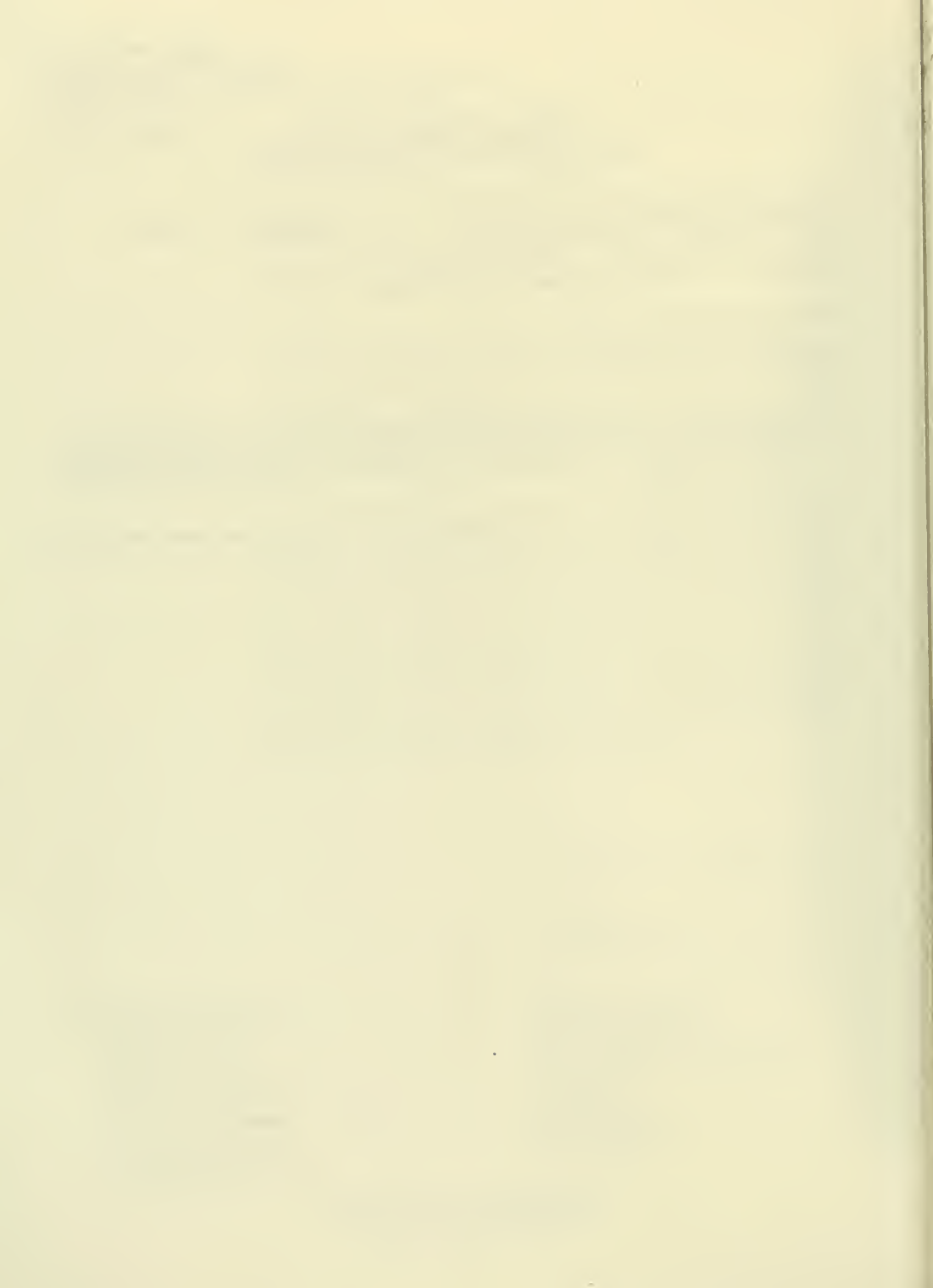
PRESENT: SUPERVISORS MIGDEN, MAHER

ABSENT: SUPERVISOR LEAL

CLERK: KAY GULBENGAY

1. File 230-94-1. [Ballot Measure] Charter amendment (First Draft) adding Sections 3.691-1 through 3.691-9 relating to selection of Bay Area Rapid Transit station site at San Francisco International Airport. (Supervisor Hsieh, Migden, Maher, Bierman, Kaufman, Kennedy)

ACTION: Hearing held. Recommended to Board as a committee report on March 10, 1994.



CITY AND COUNTY



Public Library, Documents Dept.
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OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

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MAR 15 1994

SAN FRANCISCO
PUBLIC LIBRARY

March 11, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: March 15, 1994 Rules Committee Meeting

Item 8 - File 325-93-1

1. The following item is a hearing to consider responses to public inquiries regarding the Sunshine Ordinance. The Sunshine Ordinance, which was approved by the Board of Supervisors in August, 1993, (File 97-93-6) amended the Administrative Code by adding Chapter 66 in order to provide for greater access to the public meetings and records of San Francisco government.

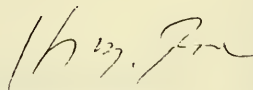
2. As of the writing of this report, based on a request by the Office of the Sponsor of this hearing to the following City departments to provide a status report on all inquiries made under the Sunshine Ordinance, there have been eight requests for information made under the Sunshine Ordinance, as follows:

<u>Department</u>	<u>Number of Inquiries</u>	<u>Status Report As Of</u>
Department of Public Health	none	1/27/94
Police Department	none	1/7/94
Department of Parking and Traffic	3	1/26/94
Municipal Railway (MUNI)	none	12/29/93
Airport	1	1/4/94
Fire Department	none	12/27/94
Recreation and Parks Department	2	1/24/94
Port of San Francisco	none	1/3/94
Public Utilities Commission	1	2/24/94
Department of City Planning	1	2/22/94
Department of Social Services	*	
Total number of inquiries	8	

* A response has not been submitted as of the writing of this report.

Memo to Rules Committee
March 15, 1994 Rules Committee Meeting

3. The majority of these eight requests for information under the Sunshine Ordinance have been relatively simple requests requiring minimal staff time. However, the Recreation and Park Department reports that one request for information entailing researching files required two hours of staff time, and the Department of City Planning reports that they were requested to release, and did release, a copy of a "pre-release" draft proposal, which according to the Department of City Planning, is the type of information that would not have been made available to the public before passage of the Sunshine Ordinance.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
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CALENDAR - AC

RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

DOCUMENTS DEPT.

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TUESDAY, MARCH 15, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, LEAL

ABSENT: SUPERVISOR MAHER

CLERK: KAY GULBENGAY

1. File 92-92-41.1 Consideration of appointment of two (2) members who are residents of the Hayes Valley and Western Addition; one (1) member nominee of SF Beautiful; one (1) member nominee (American Institute of Architects); and two (2) members who reside in the area abounded by Market, Eighth, Brannan and Eleventh Streets to the Hayes Valley/Western Addition Transportation Task Force. (Clerk of the Board)
(Continued from 2/1/94)

Applicants: Tom Girardot	(Resident of Hayes Valley/Western Addition)
Nancy J. Zimmer	(Resident of Hayes Valley/Western Addition)
Richard Couch	(Resident of Hayes Valley/Western Addition)
Mary Austern	(American Institute of Architects)
Ephraim Hirsch	(SF Beautiful)
Ian Ayers	(Resident of specified area)
Leland S. Meyerzove	(Resident of specified area)

ACTION: Hearing held. Appointments of Ian Ayers continued to call of the chair. Remaining appointments recommended. (See File 92-92-41.3)

File 92-92-41.3. Appointments of Tom Girardot, Nancy J. Zimmer, Mary Austern, Ephraim Hirsch and Leland S. Meyerzove recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Hayes Valley/Western Addition Transportation Task Force." Recommended.

2. File 92-94-10. [Advisory Council to the Commission on the Aging] Consideration of appointment of members to the Advisory Council to the Commission on the Aging, vice John J. Horak (Nominee/Supervisor Migden - Seat No. 20302), Marjorie Stern (Nominee/Supervisor Bierman - Seat No. 20306), Alexandra Glazunova (Nominee/Supervisor Kaufman - Seat No. 20303), Daisie Harrison (Nominee/Supervisor Leal - Seat No. 20307), Marian Levy (Nominee/Supervisor Shelley - Seat No. 20301), and Lena M. Leong (Nominee/Supervisor Hsieh - Seat No. 20305), terms expiring March 31, 1994, for new two-year terms ending March 31, 1996. (Clerk of the Board)

Applicants: John J. Horak	(Supervisor Migden)
Daisie Flor V. Harrison	(Supervisor Leal)
Reeva Olson	(Supervisor Bierman)
Marian Levy	(Supervisor Shelley)
Lena Way Leong	(Supervisor Hsieh)
Florence Edelman	(Supervisor Kaufman)

ACTION: Hearing held. Appointments of John J. Horak, Daisie Flor V. Harrison, Reeva Olson, Marian Levy, Lena Way Leong and Florence Edelman recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Advisory Council to the Commission on the Aging." Recommended.

3. File 92-92-9. Consideration of appointment to the Advisory Council to the Commission on the Aging, vice Vivian Hallinan (Hallinan), term expired, for a new two-year term ending March 31, 1994. (Clerk of the Board)

Applicant: Fran Watkins (Supervisor Hallinan)

ACTION: Hearing held. Appointment of Fran Watkins recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Advisory Council to the Commission on the Aging." Recommended.

4. File 92-93-27.1. Consideration of appointment of member to the Advisory Council to the Commission on the Aging, vice Mary O'Connor (Supervisor Alioto), term expired March 31, 1993, for new two-year term ending March 31, 1995. (Clerk of the Board)

Applicant: Gerrie Pearlin (Supervisor Alioto)

ACTION: Hearing held. Appointment of Gerrie Pearlin recommended. Resolution prepared in and reported out of committee entitled: "Resolution appointing members to the Advisory Council to the Commission on the Aging." Recommended.

5. File 92-93-57. Consideration of appointment of members to the Video Display Terminal Advisory Committee, vice John R. Cammidge (represents S.F. Chamber of Commerce), and August Colenbrander, M.D., (represents S.F. Chamber of Commerce), terms expired, for new three-year terms ending November 14, 1996. (Clerk of the Board) Board No. 257

Applicants: John R. Cammidge
August Colenbrander, M.D.

ACTION: Continued to call of the chair.

6. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Commission, vice Mary O'Toole Goodspell (Category 3), resigned, for the unexpired portion of the term ending January 31, 1998; vice Roberto Binelli (Category 4), resigned, for the unexpired portion of the four-year term ending January 31, 1998. (Clerk of the Board) Board No. 238.

Applicant: Maceo A. May

ACTION: Hearing held. Appointment of Mary O'Toole Goodspell continued to the call of the chair. Remaining appointment recommended. (See File 92-93-49.1)

File 92-93-49.1. Appointment of Maceo A. May recommended.
Resolution prepared in and reported out of committee entitled:
"Resolution appointing member to the Veterans Affairs Commission."
Recommended.

7. File 54-94-5. [Proposition O Meeting, Sunset District] Motion ordering the April 26, 1994 meeting of the Health, Public Safety and Environment Committee of the Board of Supervisors to be held in the Sunset District of San Francisco, at 6:30 p.m. (Supervisors Shelley, Alioto)

ACTION: Hearing held. Continued to call of the chair at the request of the sponsor.

8. File 325-93-1. Hearing to consider response to public inquiries regarding the Sunshine Ordinance. (Supervisor Shelley)

ACTION: Hearing held. Filed.

9. File 92-93-45. [Appointments] Resolution appointing members to the Sunshine Ordinance Task Force. (Supervisor Alioto)

ACTION: Hearing held. Amended on page 1 line 14 by deleting "Ken Berry (Radio/Television/News Director Association)" and on line 22 by adding "Catherine Shen (San Francisco Foundation); on line 23 by adding "Byron McQuarters (public interest/local government)."
Recommended as amended.

New Title: "Resolution appointing members to the Sunshine Task Force."
Remaining appointments continued to call of the chair. (See File 92-93-45.1)

File 92-93-45.1. Appointments of Nominee of Radio/Television/News Director Association and Public Interest/local government continued to call of the chair.

10. File 314-93-2. [Ballot Argument] Hearing to consider ballot argument concerning charter amendment relating to maintaining a minimum staffing level of 1971 police officers for the City and County of San Francisco. (Supervisor Maher) Prop. D

ACTION: Hearing held. Ballot argument amended. (See File For Details)
Motion prepared in and reported out of committee entitled:
"Authorizing proponent's ballot argument in favor of Proposition D a charter amendment concerning maintaining a minimum staffing level of 1971 police officers for the City and County of San Francisco."
Recommended as amended.

11. File 318-93-2. [Ballot Argument] Hearing to consider ballot argument concerning charter amendment relating to requirements for mission driven budgeting. (Supervisor Migden) Prop. G

ACTION: Hearing held. Amendment of the whole (as presented by Supervisor Migden) adopted.
Motion prepared in and reported out of committee entitled:
"Authorizing proponent's ballot argument in favor of Proposition G a charter amendment concerning requirements for a mission driven budget."
Recommended.

12. File 319-93-2. [Ballot Argument] Hearing to consider ballot argument concerning charter amendment relating to employment after retirement for retired persons. (Supervisor Migden) Prop F

ACTION: Hearing held. Amendment of the whole (as presented by Supervisor Migden) adopted.
Motion prepared in and reported out of committee entitled:
"Authorizing proponent's ballot argument in favor of Proposition F a charter amendment concerning employment after retirement for retired persons." Recommended.

13. File 320-93-2. [Ballot Argument] Hearing to consider ballot argument concerning charter amendment relating to the financing of the acquisition of equipment. (Supervisor Shelley) Prop C

ACTION: Hearing held. Ballot argument amended. (See File For Details)
Motion prepared in and reported out of committee entitled:
"Authorizing proponent's ballot argument in favor of Proposition C a
charter amendment concerning lease financing of the acquisition of
equipment." Recommended.

14. File 212-94-2. [Ballot Argument] Hearing to consider ballot argument concerning resolution relating to lease financing for combined dispatch center. (Supervisor Migden) Prop B

ACTION: Hearing held. Ballot argument amended. (See File For Details)
Motion prepared in and reported out of committee entitled:
"Authorizing proponent's ballot argument in favor of Proposition B a
charter amendment concerning lease financing for combined dispatch
center." Recommended.

15. File 230-94-2. [Ballot Argument] Hearing to consider ballot argument concerning charter amendment relating to Cost Effective Bart to the Airport. (Supervisor Hsieh)

ACTION: Hearing held. Filed.

16. File 60-94-3. [Ballot Argument] Hearing to consider ballot argument concerning proposition relating to low income housing policy. (Clerk of the Board) Prop K

ACTION: Hearing held. Consideration of hearing to consider ballot argument
concerning Proposition K relating to low income housing policy continued
to recessed meeting on Monday, March 21, 1994 at 1:30 p.m.

File 60-94-3.1. Hearing held. Motion prepared in and reported out of
committee entitled: "Authorizing ballot argument to Proposition K
concerning declaration of policy relating to low income housing policy."
Recommended.

17. File 60-94-4. [Ballot Argument] Hearing to consider ballot argument concerning proposition relating to Bart to the Airport initiative. (Clerk of the Board) Prop I

ACTION: Hearing held. Filed.

18. File 60-94-5. [Ballot Argument] Hearing to consider ballot argument concerning proposition relating to Library Funding initiative. (Clerk of the Board) Prop E

ACTION: Hearing held. Filed.

19. File 60-94-6. [Ballot Argument] Hearing to consider ballot arguments concerning propositions on the June 1994 ballot placed by persons other than the Board of Supervisors. (Supervisor Alioto) Prop J

ACTION: Hearing held. Consideration of hearing to consider ballot argument concerning propositions on the June 1994 ballot placed by persons other than the Board of Supervisors continued to recessed meeting on Monday, March 21, 1994 at 1:30 p.m.

File 60-94-6.1. Hearing held. Motion prepared in and reported out of committee entitled: "Authorizing ballot argument to Proposition J concerning ordinance relating to ATM Loitering." Recommended.

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RECESSED CALENDAR

RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

Bill Lynch
Public Library
Doc. Section
Main Branch

MONDAY, MARCH 21, 1994 - 1:30 P.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER, LEAL

CLERK: KAY GULBENGAY

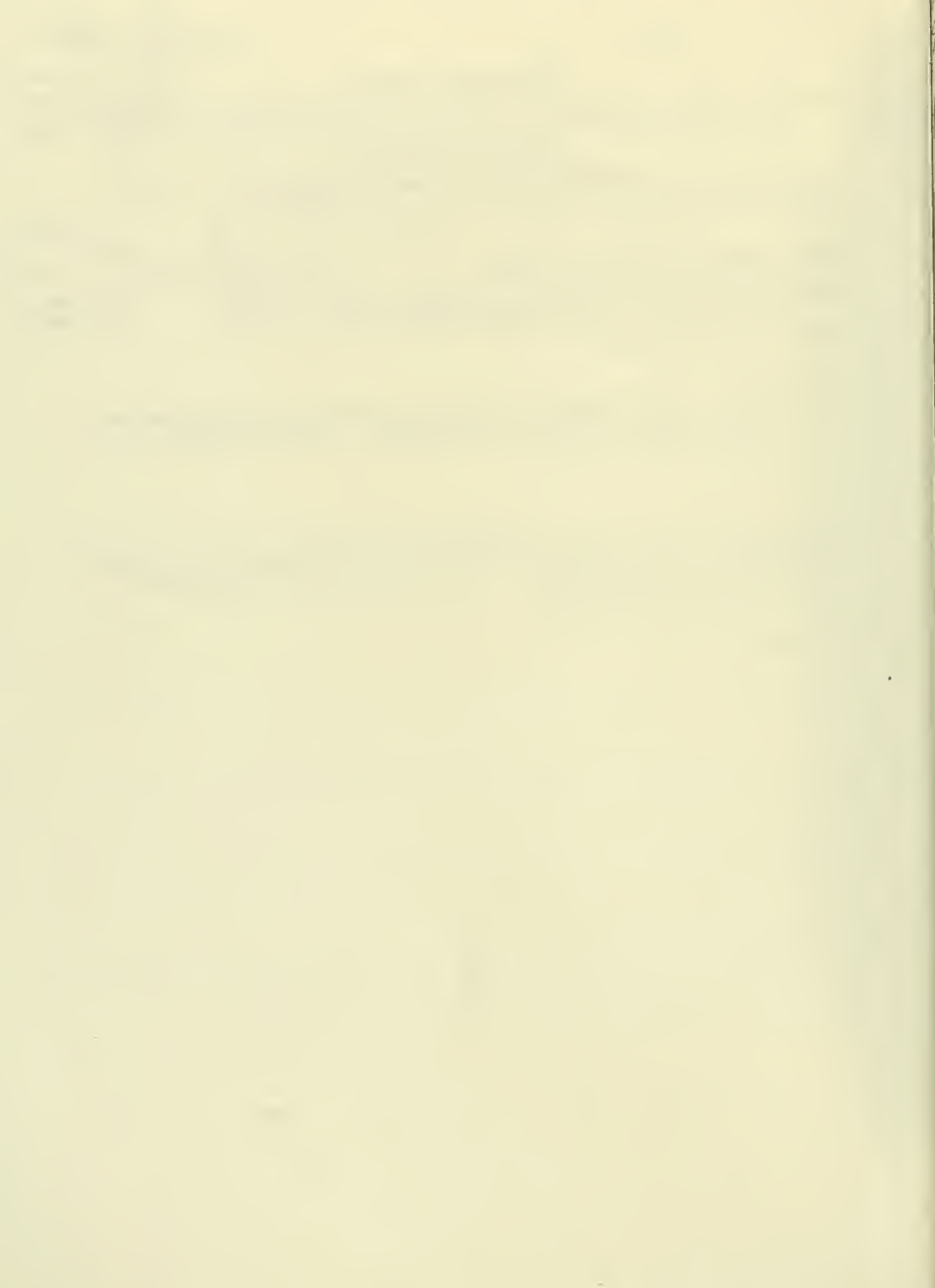
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PUBLIC LIBRARY

1. File 60-94-3. [Ballot Argument] Hearing to consider ballot argument concerning Proposition K relating to low income housing policy. (Clerk of the Board)
(Continued from 3/15/94)

ACTION:

2. File 60-94-6. [Ballot Argument] Hearing to consider ballot arguments concerning propositions on the June 1994 ballot placed by persons other than the Board of Supervisors. (Supervisor Alioto)
(Continued from 3/15/94)

ACTION:



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21/94
CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

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MAR 21 1994

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March 17, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: March 21, 1994 Recessed Meeting of the Rules Committee

Note: During the consideration of various Ballot Arguments at the March 15, 1994 meeting of the Rules Committee, the Budget Analyst was directed to review such proposed ballot arguments for technical accuracy and to respond to questions raised during public testimony. This report addresses two ballot arguments: Proposition C (Item 13, File 320-93-2) and Proposition B (Item 14, File 212-94-2).

Item 13, File 320-93-2 (Proposition C)

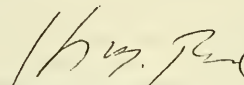
1. Proposition C would amend charter Section 7.309 to increase the limit for lease financing of equipment purchases from \$20 million to \$40 million. During public testimony, it was pointed out, correctly, that the original \$20 million authorization had grown, at the Charter-allowed rate of 5% annually, to an authorization of \$23,152,500 (as of April, 1994). The proposed ballot argument was amended by the Rules Committee to reflect the correct amount of the authorization as of the June, 1994 election.

2. The Committee also heard public testimony that the effect of the Charter amendment would be to increase the lease financing principle amount from the current authorized level of approximately \$23.0 million to \$43 million instead of \$40 million as stated in the ballot argument. According to Ms. Laura Wagner-Lockwood of the Chief Administrative Officer's Office and Mr. Victor Castillo, Deputy City Attorney, the intent as well as the legal interpretation of the proposed Charter Amendment would result, if approved by the voters, in a new lease financing authorization of \$40 million, as stated in the currently proposed ballot argument. Therefore, no change of this statement is required.

Memo to Rules Committee
March 21, 1993 Recessed Rules Committee Meeting

Item 14, File 212-94-2 (Proposition B)

1. Proposition B is a proposed amendment to the charter relating to lease financing for a 911 Emergency Dispatch Center.
2. The preliminary financing plan for the dispatch center project estimates total project costs of approximately \$46.0 million, requiring total debt issuance of approximately \$58.0 million. The \$12.0 million difference (\$58.0 million less the \$46.0 million project cost) or "financing cost" is made up of \$1.0 million in debt issuance cost, \$6.7 million for capitalized interest payments during the period of construction, and \$4.3 million in interest payments after the City and County takes possession and of the facility.
3. Public testimony before the Rules Committee at its hearing on March 15, 1994 questioned the use of the words "prudent and cost efficient method of financing a new 911 Emergency Dispatch Center" because some \$12.0 million is estimated for financing costs. However, while preferable financing alternatives exist, none have been determined to be feasible for this project. For example, the project could be funded entirely from capital appropriations from a source of funds other than debt issuance proceeds, such as the General Fund. However, no available funds have been identified for this purpose. Alternatively, if project construction costs could be advanced to the project fund, without interest costs, then the \$6.7 million cost for capitalized interest payments could be saved. Again, no such source of funds has been identified for this purpose. Lastly, construction could be delayed until sufficient funds from the 911 Emergency Response Fee (for which collections will begin in September, 1994) accumulate to pay for project construction and equipment acquisition. Policy decisions by the Board of Supervisors and the Mayor concerning this project have been based on an immediate need to construct and equip a new facility as quickly as possible.
4. Given these constraints and policy decisions, the Budget Analyst concludes that the use of the words "prudent and cost efficient method of financing a new 911 Emergency Dispatch Center" is appropriate for the proposed ballot argument.


Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh

Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
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BOARD OF SUPERVISORS
BUDGET ANALYST

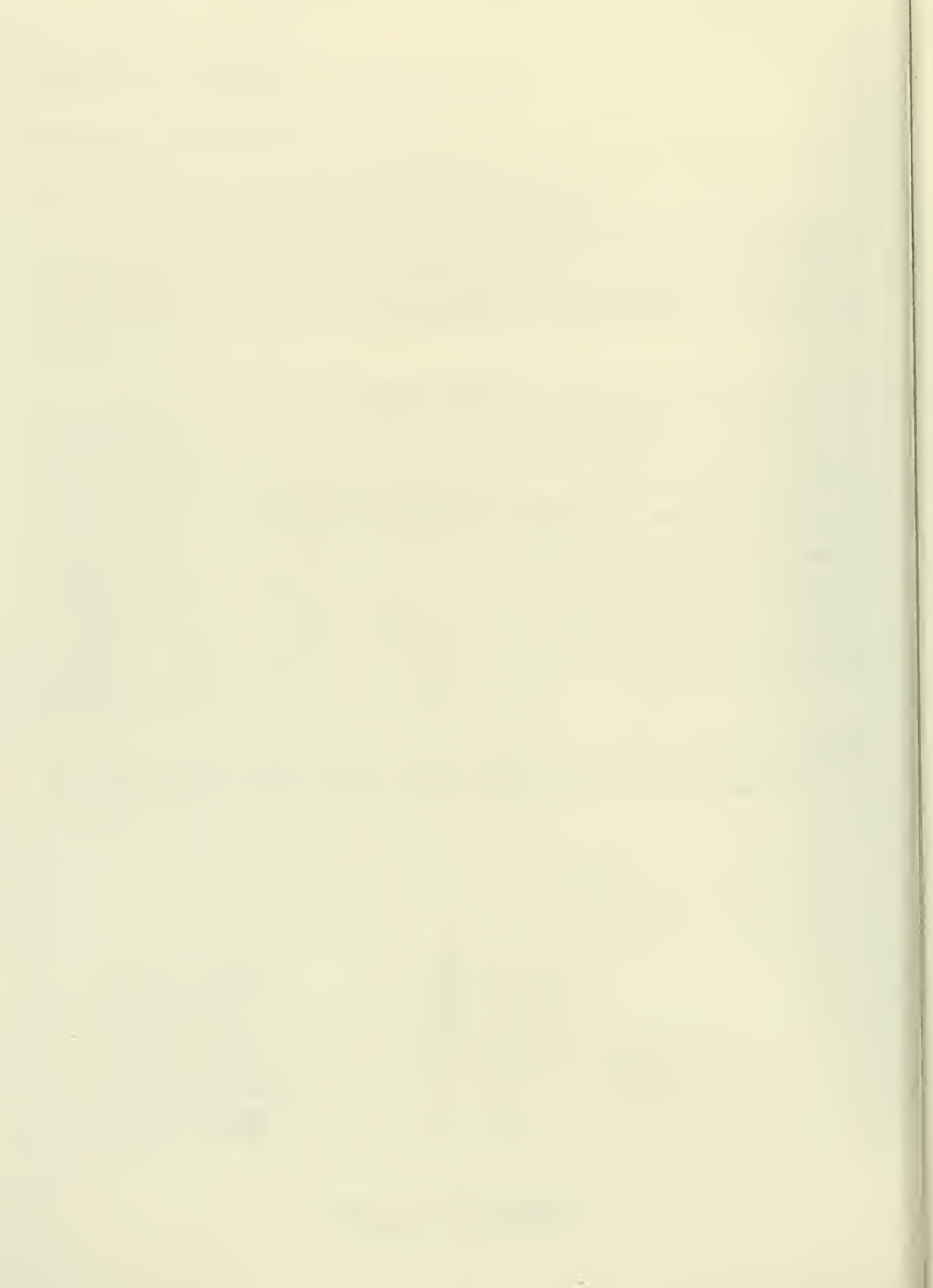
S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

March 21, 1994

The Minutes of this meeting are missing.



MINUTES

SPECIAL RULES COMMITTEE

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

MONDAY, MARCH 28, 1994 - 12:00 P.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, LEAL

ABSENT: SUPERVISOR MAHER

CLERK: KAY GULBENGAY

MEETING STARTED: 12:07 PM

1. File 314-93-3. [Rebuttal Ballot Argument] Hearing to consider submitting proponent's rebuttal argument concerning Proposition D, police staffing level. (Supervisors Maher and Conroy, Alioto, Migden, Shelley, Hsieh)

SPEAKER: John Erhlich

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to opponent's ballot argument against Proposition D, a charter amendment concerning maintaining a minimum staffing level of 1,971 police officers for the City and County of San Francisco."
Recommended to Board as committee report on Monday, March 28, 1994.

2. File 318-93-3. [Rebuttal Ballot Argument] Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition G, mission driven budgeting. (Supervisors Migden and Shelley, Maher, Leal)

SPEAKERS: None

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to opponent's ballot argument against Proposition G, a charter amendment concerning requirements for a mission driven budget."
Recommended to Board as committee report on Monday, March 28, 1994.

3. File 319-93-3. [Rebuttal Ballot Argument] Hearing to consider submitting proponent's rebuttal ballot argument concerning Proposition F, employment after retirement. (Supervisor Migden)

SPEAKERS: None

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to opponent's ballot argument against Proposition F, a charter amendment concerning employment after retirement for retired persons."
Recommended to Board as committee report on Monday, March 28, 1994.

4. File 320-93-3. [Rebuttal Ballot Argument] Hearing to consider submitting proponent's rebuttal argument concerning Proposition C, lease equipment financing. (Supervisor Shelley)

SPEAKERS: None

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to opponent's ballot argument against Proposition C, a charter amendment concerning lease financing of the acquisition of equipment."
Recommended to Board as committee report on Monday, March 28, 1994.

5. File 212-94-3. [Rebuttal Ballot Argument] Hearing to consider submitting proponent's rebuttal argument concerning Proposition B, lease financing for Combined Emergency Dispatch Center. (Supervisors Migden, Maher)

SPEAKERS: None

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to opponent's ballot argument against Proposition B; a resolution concerning lease financing for combined dispatch center."
Recommended to Board as committee report on Monday, March 28, 1994.

6. File 60-94-6.2. [Rebuttal Ballot Argument] Hearing to consider submitting opponent's rebuttal ballot argument concerning Proposition J, ATM machine loitering ordinance. (Supervisor Migden)

SPEAKERS: None

ACTION: Hearing held. Rebuttal ballot argument adopted.
Motion prepared in and reported out of committee entitled:
Motion authorizing rebuttal to proponent's ballot argument against Proposition J, an ordinance relating to ATM loitering."
Recommended to Board as committee report on Monday, March 28, 1994.

MEETING ENDED: 12:12 PM

C A L E N D A R
RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, APRIL 5, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER, LEAL

CLERK: KAY GULBENGAY

1. File 92-94-8. [Appointment, Ethics Commission] Consideration of appointment of one member (public slot) to the newly established Ethics Commission created by Charter Amendment (Proposition K), November 2, 1993 election. (Clerk of the Board)

Applicants: Michael A. Gelpi
Virginia C. Gee

ACTION: Hearing held. Appointment of Virginia C. Gee recommended.
Resolution prepared in and reported out of committee entitled "
"Appointing member to the Ethics Commission."
Recommended.

2. File 92-94-4. [Appointments/Adult Day Health Care Planning Council] Consideration of appointment of members to the Adult Day Health Care Planning Council, John McKay (Age Group - Seat No. 20004) and Sato Hashizume (Age Group - Seat No. 20009), terms expired, for three-year terms ending September 30, 1996. (Clerk of the Board)

Applicants: Mary Wong
Joan Slaughter

ACTION: Hearing held. Appointments of Mary Wong and Joan Slaughter recommended.
Resolution prepared in and reported out of committee entitled:
"Appointing members to the Adult Day Health Care Planning Council."
Recommended.

3. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Council, vice Mary O'Toole Goodspell (Category 3), resigned, for the unexpired portion of the term ending January 31, 1994 (Clerk of the Board) Board No. 238.

Applicants: John R. Harrison

ACTION: Continued to April 19, 1994 meeting.

4. File 92-94-14. [Appointment, Handicapped Access Appeals Board] Consideration of appointment of member to the Handicapped Access Appeals Board, Peter J. Belton, resigned, for unexpired portion of term ending November 1, 1994. (Clerk of the Board)

Applicant: Yvette Fang
Lynn Yandell

ACTION: Hearing held. Appointment of Yvette Fang recommended.
Resolution prepared in and reported out of committee entitled:
"Appointment member to the Handicapped Access Appeals Board."
Recommended.

5. File 92-94-15. [Appointments, Assessment Appeals Board] Consideration of appointment of three (3) Regular Members, and three (3) to six (6) Alternate Members/Hearing Officers to the newly established Assessment Appeals Board No.2. (Ordinance 82-94) terms of members to be as follows: First selected member shall serve a three-year term expiring September 5, 1997; second member shall serve a two-year term expiring September 5, 1996; third member shall serve a one year term expiring September 5, 1995. The Alternate Members/Hearing Officers terms will correspond with Regular Members terms. (Clerk of the Board)

APPLICANTS FOR REGULAR MEMBER:

Joseph Morales
Ronald Chun
Alec Lambie
Holli P. Thier
Ben Hom
Owen Brady
William Ross Berggren
Irma Ramirez-Tom
Kerry Tong
Warrene Lofton
Thomas A. Meyers

APPLICANTS FOR ALTERNATE MEMBER/HEARING OFFICER:

Joanne M. McEachern
John Riera
John V. O'Brien
John C. Riccio
Fiona Ma
Robert C. Reese
Joseph Kirrane

ACTION: Hearing held. Appointments of Ronald Chun (Regular Member), Ben Hom (Regular Member), Irma Ramirez-Tom (Regular Member), Fiona Ma (Alternate Member Board #1), Joanne M. McEachern (Alternate Member Board #2), and Alec Lambie (Alternate Member Board #2) recommended. Resolution prepared in and reported out of entitled: "Appointment members to the Assessment Appeals Board."

File 92-94-15.1. Remaining appointment of Alternate Member to Assessment Appeals Board #2 continued to April 19, 1994 meeting.

APR 21 1994

SAN FRANCISCO
PUBLIC LIBRARYCALENDAR - Actions TakenRULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCOTUESDAY, APRIL 19, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, MAHER, LEAL

CLERK: KAY GULBENGAY

1. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Commission, vice Mary O'Toole Goodspell (Category 3), resigned, for the unexpired portion of the term ending January 31, 1994 (Clerk of the Board) Board No. 238.
(Continued from 4/5/94)

Applicant: John R. Harrison

ACTION: Hearing held. Continued to call of the chair.

2. File 92-94-15.1. [Appointment, Assessment Appeals Board] Consideration of appointment of Alternate Member/Hearing Officer Assessment Appeals Board #2.
(Clerk of the Board)
(Continued from 4/5/94)

Applicants: John Riera
John V. O'Brien
John C. Riccio
Robert C. Reese
Holli P. Thier
Owen Brady
William Ross Berggren
Kerry Tong
Warrene Lofton
Thomas A. Meyers

ACTION: Hearing held. Continued to call of the chair.

3. File 92-94-11. [Appointments/Animal Control and Welfare Commission] Consideration of appointment of members to the Animal Control and Welfare Commission, vice Ken Gorczyca (Veterinarian - Seat No. 20707), Ronald Lippert (Public At-Large - Seat No. 20702), and Dolores Donovan (Public At-Large - Seat No. 20701), terms expiring April 30, 1994, for two-year terms ending April 30, 1996. (Clerk of the Board)

Applicant: Ronald Lippert (Public At-Large)
Matt Kaplan (Public At-Large)
Kenneth Gorczyca (Veterinarian)
Dolores Donovan (Public-At-Large)

ACTION: Hearing held. Appointment of Ronald Lippert continued to call of the chair pending legislation to increase the total membership on the Animal Control and Welfare Commission to include (1) additional public-at-large slot and a representative from the Zoo.) Remaining appointments recommended. (See File 92-94-11.1)

File 92-94-11.1. Hearing held. Appointments of Ken Gorczyca, Dolores Donovan, and Matt Kaplan recommended. Resolution prepared in and reported out of committee entitled:
"Resolution appointing members to the Animal Control and Welfare Commission."
Recommended.

4. File 92-92-41.1. Consideration of appointment of one (1) member who resides in the area abounded by Market, Eighth, Brannan and Eleventh Streets to the Hayes Valley/Western Addition Transportation Task Force. (Clerk of the Board)
(Continued from 3/15/94)

Applicant: Ian Ayers (Resident of specified area)

ACTION: Hearing held. Appointment of Ian Ayers recommended. Resolution prepared in and reported out of committee entitled:
"Resolution appointing member to the Hayes Valley/Western Addition Transportation Task Force."
Recommended.

5. File 92-94-17. [Appointments, Environmental Commission] Consideration of appointment of members to the Environmental Commission vice Anne L. Eng (Seat No. 26514) and Nathan Ratner (Seat No. 26512), terms expiring May 12, 1994, for the three-year terms ending May 12, 1997. (Clerk of the Board)

Applicants: Anne L. Eng
Nathan Ratner

ACTION: Hearing held. Appointment of Anne L. Eng continued to the call of the chair. Remaining appointment of Nathan Ratner recommended. (See File 92-94-17.1)

File 92-94-17.1. Hearing held. Appointment of Nathan Ratner recommended. Resolution prepared in and reported out of committee entitled:
"Resolution appointing member to the Environmental Commission."
Recommended.

6. File 165-94-5. Hearing to determine what process the Board of Supervisors ought to consider, if any, regarding the prioritization requests for management audits.
(Supervisor Migden)

ACTION: Hearing held. Filed.



CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

April 15, 1994

TO: Rules Committee
FROM: Budget Analyst *Recommendations.*
SUBJECT: April 19, 1994 Rules Committee Meeting

DOCUMENTS DEPT.

APR 19 1994

SAN FRANCISCO
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Item 6 - File 165-94-5

1. This is a hearing to determine what process the Board of Supervisors should consider regarding the prioritization of management audit assignments made by the Board of Supervisors to the Budget Analyst.

2. The existing management audit and special assignment workload of the Budget Analyst includes the following projects:

- a) A review of Tax Collection operations to begin not later than September, 1994;
- b) A review of programs affecting the homeless, which has been assigned as a priority to commence in approximately August, 1994 after the FY 1994-95 budget review;
- c) A management audit of the Department of Public Health's Paramedic Division; and
- d) A management audit of the Department of Parking and Traffic, excluding the City-owned garages which has been recently audited by the Budget Analyst.

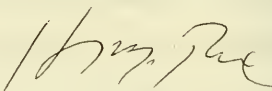
Memo to Rules Committee
April 19, 1994 Rules Committee Meeting

3. In addition to the assignments specified above, on April 13, 1994, the Board of Supervisors Budget Committee approved a motion directing the Budget Analyst to conduct a management audit of the Police Department. This motion will be considered by the full Board of Supervisors on April 18, 1994. Additionally, on April 19, 1994, the Board of Supervisors Government Efficiency and Labor Committee will consider a motion directing the Budget Analyst to conduct a management audit of approximately 6,000 positions whose base salaries exceed \$70,000 a year and are not covered by collective bargaining.

4. It has been the practice of the Budget Analyst's Office to address pending management audits in the order in which they are received, unless an assignment is designated a priority, such as the recently approved review of Tax Collection operations.

Comment

The Budget Analyst is fully supportive of a prioritization of all management audit assignments made by the Board of Supervisors to the Budget Analyst.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

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CALENDAR *Action Taken*

**RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO**

TUESDAY, MAY 3, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, LEAL

ABSENT: SUPERVISOR MAHER

CLERK: KAY GULBENGAY

1. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Commission, vice Mary O'Toole Goodspell (Category 3), resigned, for the unexpired portion of the term ending January 31, 1994 (Clerk of the Board) Board No. 238.
(Continued from 4/19/94)

Applicant: John R. Harrison

ACTION: Continued to call of the chair.

2. File 92-94-17. [Appointment, Environmental Commission] Consideration of appointment of member to the Environmental Commission vice Anne L. Eng (Seat No. 26514) term expiring May 12, 1994, for the three-year term ending May 12, 1997. (Clerk of the Board)
(Continued from 4/19/94)

Applicant: Anne L. Eng

ACTION: Hearing held. Appointment of Anne L. Eng recommended.
Resolution prepared in and reported out of committee entitled:
"Resolution appointing member to the Environmental Commission."
Recommended.

3. File 92-92-3. Consideration of appointment of member to the Adult Day Health Care Planning Council, vice William Bruncker (functional impaired), resigned, for the unexpired portion of term ending September 30, 1994. (Clerk of the Board)

Applicant: Michael W. Kwok

ACTION: Hearing held. Continued to May 17, 1994 meeting.

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4. File 92-94-9. [Appointment/Hazardous Materials Advisory Committee] Consideration of appointment of member to the Hazardous Materials Advisory Committee, vice Patricia Hiatt (Toxicologist – Seat No. 22604), resigned, for unexpired portion of four-year term ending July 15, 1994. (Clerk of the Board)

Applicant: Mark Galbo

ACTION: Hearing held. Appointment of Mark Galbo recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Hazardous Materials Advisory Committee; making findings waiving residency requirement."
Recommended.

5. File 92-93-63. Consideration of appointment of a member to the Hazardous Materials Advisory Committee vice C. Jeffrey Bramlett (representing environmental industry) resigned, for the unexpired portion of the four-year term ending July 1, 1994. (Board No. 226)

Applicants: Richard Hirsch
Aurea Luis-Carnes

ACTION: Hearing held. Appointment of Aurea Luis-Carnes recommended. Resolution prepared in and reported out of committee entitled "Appointing member to the Hazardous Materials Advisory Committee."
Recommended.

6. File 92-94-16. [Appointments, Citizens Advisory Cmte. on Elections] Consideration of appointment of members to the Citizens Advisory Committee on Elections vice Richmond Young (Seat No. 30101) and Brian Mavrogeorge (Seat No. 30103), terms expiring May 15, 1994, for the four-year terms ending May 15, 1998. (Clerk of the Board)

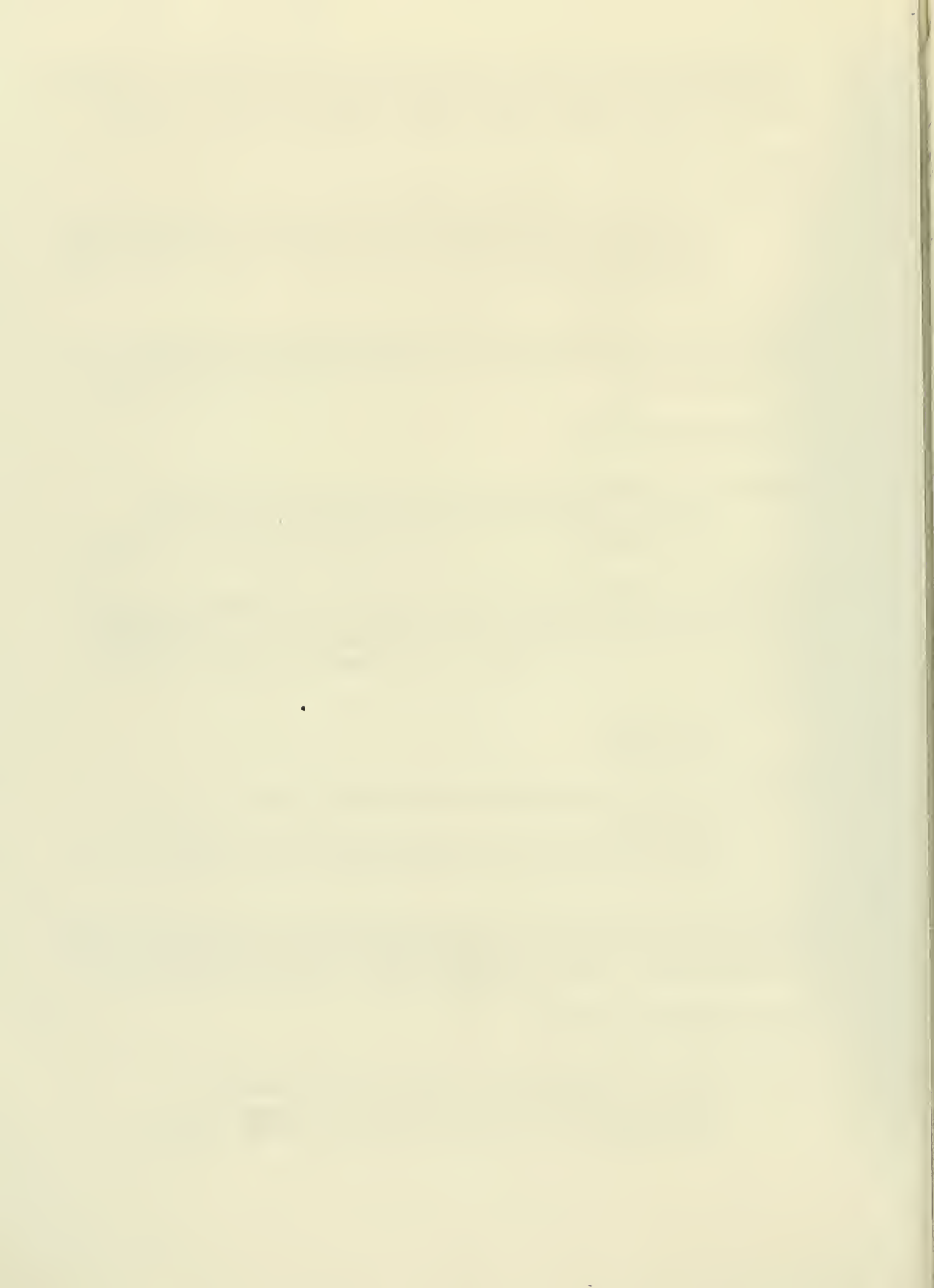
Applicants: Peter Nardoza
Gail Morthole
Martha Knutzen

ACTION: Hearing held. Appointments of Peter Nardoza and Martha Knutzen recommended. Resolution prepared in and reported out of committee entitled: "Appointing members to the Citizens Advisory Committee on Elections."
Recommended.

7. File 92-94-20. [Appointment, Telecommunications Policy Committee] Consideration of appointment to the Telecommunications Policy Committee, vice John Van Heusden (Seat No. 21606/Public At-Large), resigned, for the unexpired portion of two-year term ending February 1, 1996. (Clerk of the Board)

Applicants: Kenneth Charles Jones
Carol C. Hull

ACTION: Hearing held. Appointment of Carol C. Hull recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Telecommunications Policy Committee."
Recommended.



CALENDAR

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RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, MAY 17, 1994 - 10:00 A.M.

ROOM 228, CITY HALL

PRESENT: SUPERVISORS MIGDEN, LEAL

ABSENT: SUPERVISOR MAHER - ITEM NOS. 2-7

CLERK: KAY GULBENGAY

MEETING STARTED: 10:15 AM

1. File 92-94-25. [Appointment, Citizens Advisory Committee on Elections]
Consideration of appointment of members to the Citizens Advisory Committee on Elections vice Daniel Kalb (Seat No. 30102, term expiring May 15, 1994, for four-year term ending May 15, 1998. (Clerk of the Board)

Applicant: Gail Morthole
James R. Sutton

ACTION: Hearing held. Appointment of Gail Morthole recommended.
Resolution prepared in and reported out of committee entitled:
"Appointing member to the Citizens Advisory Committee on Elections."
Recommended.

2. File 92-92-3. [Appointment, Adult Day Health Care Planning Council]
Consideration of appointment of member to the Adult Day Health Care Planning Council, vice William Bruncker (functional impaired), resigned, for the unexpired portion of term ending September 30, 1994. (Clerk of the Board)
(Continued from 5/3/94)

Applicant: Michael W. Kwok

ACTION: Hearing held. Appointment of Michael W. Kwok recommended.
Resolution prepared in and reported out of committee entitled:
"Appointing member to the Adult Day Health Care Planning Council."
Recommended.

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3. File 92-94-26. [Appointment to Bay Area Air Quality Management District Board of Directors] Consideration of appointment of member to the Bay Area Air Quality Management District, vice Supervisor Carole Migden, resigned, for unexpired portion of a four-year term ending December 31, 1996. (Clerk of the Board)

Applicant: Supervisor Terence Hallinan

ACTION: Hearing held. Appointment of Supervisor Terence Hallinan recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Bay Area Air Quality Management District." Recommended.

4. File 92-94-24. [Lead Hazard Reduction Citizens Advisory Committee] Consideration of appointment of member to the Lead Hazard Reduction Citizen's Advisory Committee, vice Heather L. Heppner, resigned, for unexpired portion of a four-year term ending June 25, 1997. (Board Seat No. 26701)

Applicant: Anthony Von der Muhll

ACTION: Hearing held. Appointment of Anthony Von der Muhll recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Hazardous Reduction Citizen's Advisory Committee." Recommended.

5. File 92-94-21. [Appointment, Senior Services Plan Task Force] Consideration of appointment of Argentina Davila-Luevano (Nominee/Supervisor Leal) to the Senior Services Plan Force for a two-year term ending July 1, 1994. (Board No. 262) (Clerk of the Board)

Applicant: Argentina Davila-Luevano

ACTION: Hearing held. Appointment of Argentina Davila-Luevano recommended. Resolution prepared in and reported out of committee entitled: "Appointing member to the Senior Services Plan Task Force." Recommended.

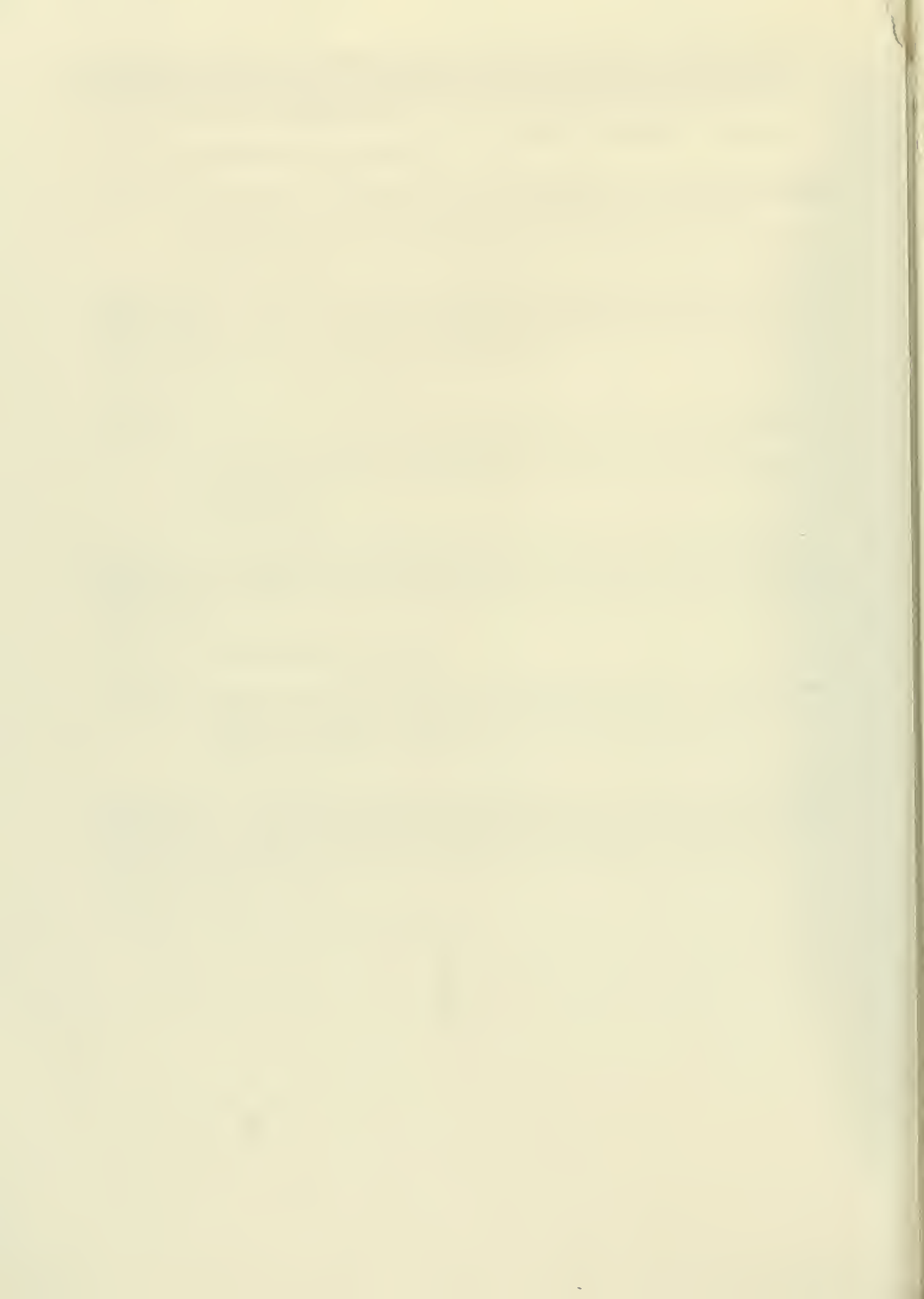
6. File 97-94-34. [Veterans' Affairs Commission] Ordinance amending Article XI of the San Francisco Administrative Code by amending Section 5.102 thereof to allow the Board of Supervisors to waive the residency requirement for membership on this commission, consistent with Section 8.100 of the City Charter. (Supervisors Kaufman, Kennedy, Leal)

ACTION: Hearing held. Recommended.

7. File 97-94-36. [Telecommunications Policy Committee] Hearing to consider the membership and composition of the Telecommunications Policy Committee; and possible additions to the membership. (Supervisor Migden)

ACTION: Hearing held. Filed.

MEETING ENDED: 10:45 AM



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7/54
CITY AND COUNTY



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BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

May 13, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: May 17, 1994 Rules Committee Meeting

Item 6 - File 97-94-34

Department: Veterans Affairs Commission

Item: Ordinance amending Article XI of the San Francisco Administrative Code by amending Section 5.102 to allow the Board of Supervisors to waive the residency requirement for membership on the Veterans Affairs Commission, consistent with Section 8.100 of the City's Charter.

Description: Section 5.102 of the City's Administrative Code currently establishes the Veterans Affairs Commission's membership and requires that all members be residents of the City and County of San Francisco. The proposed ordinance would amend the City's Administrative Code to permit the Board of Supervisors to waive the San Francisco residency requirement for membership on the Veterans Affairs Commission, consistent with Section 8.100 of the City's Charter.

Section 8.100(a) of the City's Charter states that no person shall be a candidate for any elective office nor appointed to any board, commission or advisory body unless that person is a resident of the City and County of San Francisco and continues to be a resident during their appointment. However, Section 8.100(a) further states that the residency requirement may be waived by the appointing officer, or entity upon a finding that the board, commission or body

requires the appointment of a person with specific experience, skills or qualifications and after exercising due diligence, an eligible and willing appointee residing within San Francisco could not be located.

The Veterans Affairs Commission consists of 15 members, 11 of which are appointed by the Board of Supervisors and four of which are appointed by the Mayor. Five of the 15 members are at-large members and the remaining ten of the 15 members are appointed from specific categories of persons who served in the Armed Forces of the United States (e.g., during the Korean War, during the Vietnam conflict, etc.). The Veterans Affairs Commission is an advisory body to the Mayor and the Board of Supervisors regarding veterans concerns and interests.

Comments:

1. According to Mr. Arch Wilson of the Veterans Affairs Commission, the proposed change is being requested to be consistent with the language in the City's Administrative Code for other City Commissions. As discussed above, the proposed ordinance would delete the specific residency requirement for the Veterans Affairs Commission from the City's Administrative Code and make the Veterans Affairs Commission subject to the City's Charter provisions. The City's Charter permits waiving the City's residency requirement for a person with specific experience, skills or qualifications and if after exercising due diligence, an eligible and willing appointee residing within San Francisco cannot be located.

2. The proposed ordinance would not have any fiscal impact on the City.

Recommendation: Approval of the proposed ordinance is a policy matter for the Board of Supervisors.

Item 7 - File 97-94-36

1. This item is a hearing to consider the membership and composition of the Telecommunications Policy Committee and to consider possible additions to its membership.

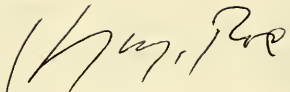
2. Section 11.40 of the City's Administrative Code established the Telecommunications Policy Committee which is organizationally located under the Board of Supervisors. According to the City's Administrative Code, this Committee consists of nine members who represent cable television subscribers and other public members, the educational community, City departments, and the cable franchise holder which is currently Viacom Cable. This committee meets at least once a month on a voluntary basis without compensation. Each Committee member is appointed by the Board of Supervisors and serves at the pleasure of the Board of Supervisors for a two year period with staggered terms beginning February 1st of each year.

3. The duties of the Telecommunications Policy Committee are as follows:

- Review the cable television services in the City and make recommendations to the Board of Supervisors regarding changes to those services.
- Review specific cable television issues at the request of the Board of Supervisors to ascertain the community's needs or concerns. Such a review would include polling cable television subscribers, consulting community leaders, reviewing unresolved cable television complaints and analyzing state-of-the-art telecommunications technology.
- Make an annual report to the Board of Supervisors by January 1st.
- At three year intervals, recommend changes as warranted to the Board of Supervisors to the City's franchise agreement with the City's cable television operator (s).

4. To provide additional members to the Telecommunications Policy Committee, the Board of Supervisors would need to amend the City's Administrative Code Section 11.40. Because the Committee members do not receive compensation, additional members would have no fiscal impact to the City.

Memo to Rules Committee
May 17, 1994 Rules Committee Meeting



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
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BOARD of SUPERVISORS



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JUNE 1, 1994

1/ NOTICE OF CANCELLED MEETING

NOTICE IS HEREBY GIVEN that the regularly scheduled meeting of the Rules Committee for Tuesday, June 7, 1994 at 10:00 a.m., has been cancelled.

Jean L. Lum

Jean L. Lum
Acting Clerk
Board of Supervisors

POSTED: 6/1/94

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

80
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RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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JUN 16 1994

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TUESDAY, JUNE 21, 1994 - 9:00 A.M.

ROOM 228, CITY HALL

MEMBERS: SUPERVISORS MIGDEN, LEAL

CLERK: KAY GULBENGAY

1. File 92-91-21. Consideration of appointments to the Advisory Committee on Adult Detention, vice Gail E. Neira (Seat No. 20101), and John K. Irwin (Seat No. 20102), terms expired, for the four-year terms ending June 30, 1995. (Clerk of the Board)

Applicants: Catherine Yee
David M. Bidwell

ACTION:

2. File 92-94-23. [Appointment/Joint Task Force on the HIV Epidemic] Hearing to consider of appointment of member to the Joint Task Force on the HIV Epidemic, vice Michael Shriver (Supervisor Conroy - Seat No. 27004) resigned, for the unexpired portion of a one-year term ending September 29, 1994. (Clerk of the Board)

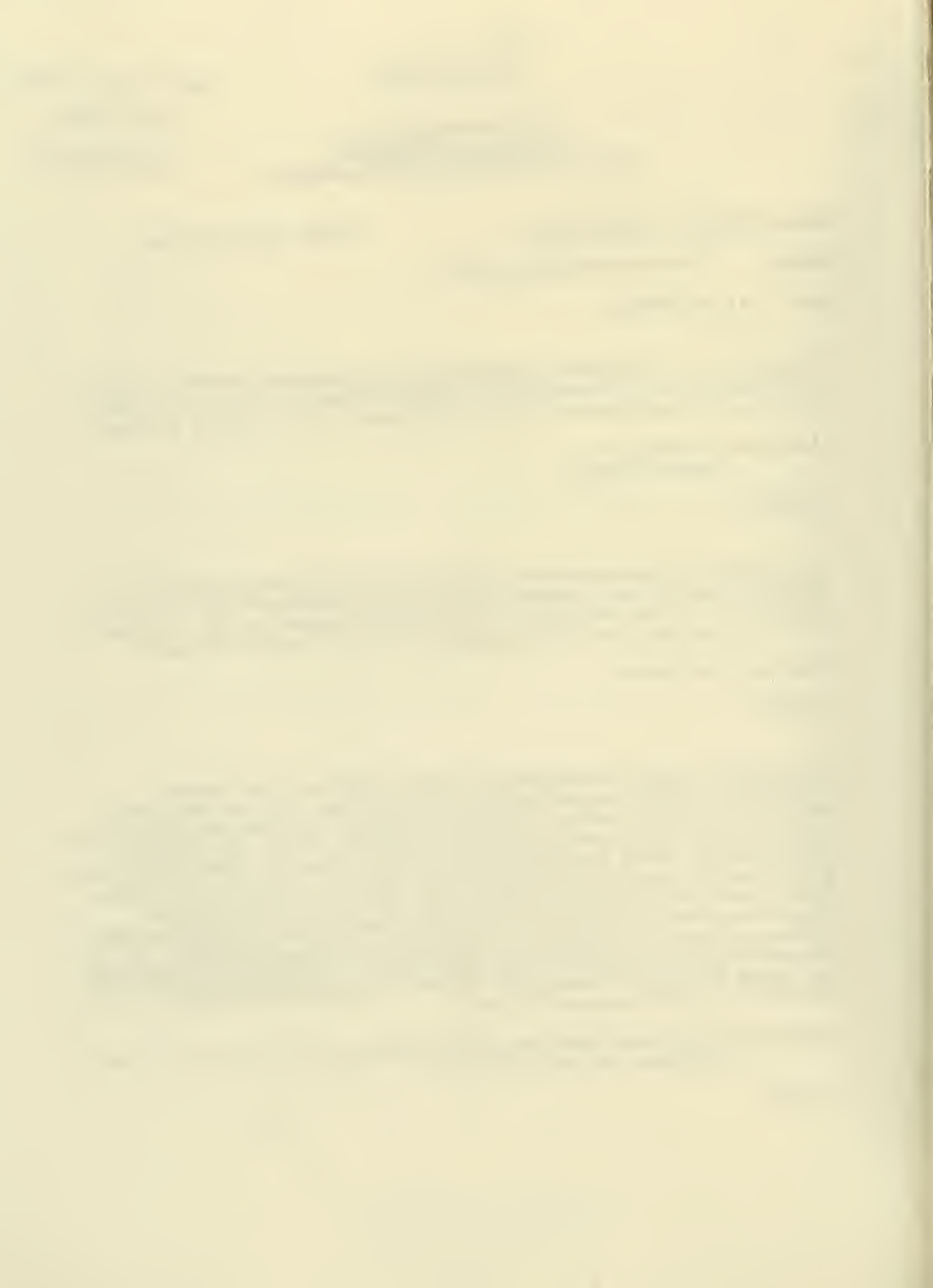
Applicant: Ben Carlson

ACTION:

3. File 92-94-27. [Appointments/Maternal, Child & Adolescent Health Board] Consideration of appointment of members to the Maternal, Child and Adolescent Health Board vice Ellie Journey, (Supervisor Maher/Seat No. 22803), Margaret Royce, (Nurse/Seat No. 22804), Meredith Cahn, (Parent/Seat No. 22806), Mary Costello, (Parent/Seat No. 22807), Paul Kulp, (Supervisor Shelley/Seat No. 22809), Philip Ziring, M.D., (Health Profession/Seat No. 22816), Annabelle Null, (Parent/Seat No. 22818), Eugene Zarate, M.D., (Supervisor Leal/Seat No. 22819), Lynn Fang, (Supervisor Alioto/Parent/Seat No. 22820), Barbara Phillips, (Educator/Seat No. 22821), Barbara Kalmanson, (Supervisor Hallinan/Seat No. 22823), Grace King, (Supervisor Bierman/Seat No. 22812), Malka Kopell, (Supervisor Kaufman/Seat No. 22801), and Toye Moses, (Supervisor Kennedy/Seat No. 22802), for unexpired portion of a three-year terms ending August 31, 1995.

Applicants: Father James Goode (Supervisor Bierman)
Toye Moses (Supervisor Kennedy)

ACTION:



4. File 92-94-36. [Appointment, Mental Health Board] Consideration of appointment of member to the Mental Health Board, vice Paula Wilson, (Seat No. 50102/Supervisor Bierman), resigned, for unexpired portion of three-year term ending January 31, 1996. (Clerk of the Board)

Applicant: Michelle Tanner

ACTION:

5. File 92-94-32. [Appointments, Emergency Medical Care Committee] Hearing consideration of appointment of members to the Emergency Medical Care Committee, vice Boyd Stephens, M.D. (Seat No. 50221 – Coroner's Officer Representative), William Dwyer (Seat No. 50223 – California Highway Patrol Representative), Richard Angotti (Seat No. 50218 – San Francisco Ambulance Association Representative), Mary McGuire (Seat No. 50228 – Consumer at Large), and William Moriarty, M.D. (Seat No. 50220 – United States Government Hospital Representative), terms expiring, for three-year terms ending June 30, 1997. (Clerk of the Board).

Applicants: Boyd Stephens, MD
William Dwyer
Richard Angotti
William Moriarty, MD

ACTION:

6. File 261-94-1. [Ballot Measure, New Charter] Charter amendment (Second Draft) to repeal the 1932 Charter and to enact a new Charter. (Supervisors Kaufman, Hsieh, Leal, Migden, Kennedy, Shelley, Alioto, Maher)

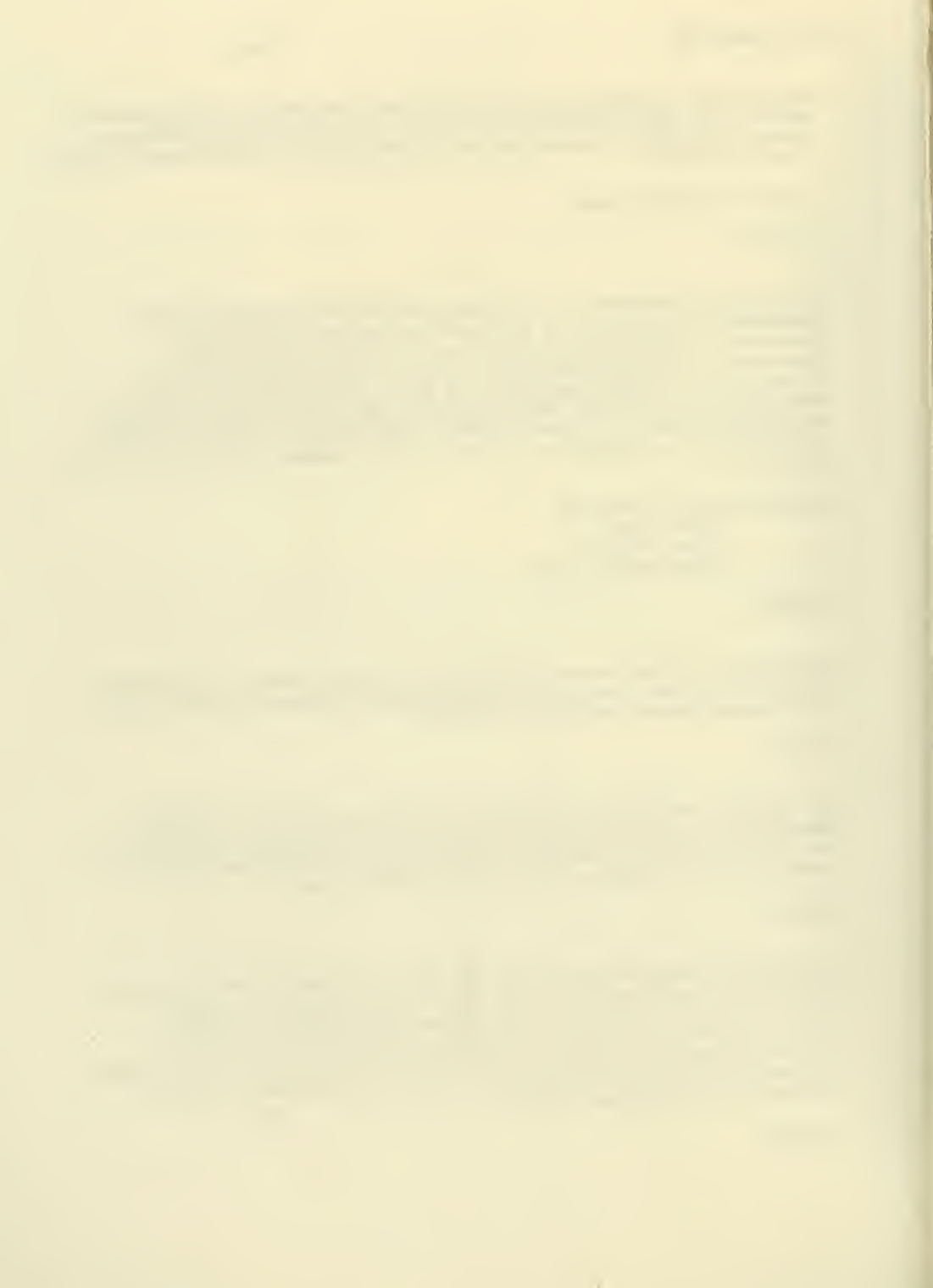
ACTION:

7. File 258-94-1. [Ballot Measure, Structure of Government] Charter amendment (Second Draft) by amending sections 2.202, 3.510 and 9.102 relating to the method of selecting the president of the board of supervisors and amending the tenure and appointment of the registrar of voters. (Supervisor Kaufman)

ACTION:

8. File 264-94-1. [Ballot Measure, Procedural Charter Sections] Charter amendment (Second Draft) by eliminating technical, procedural and obsolete language by transferring to the administrative code sections 3.302, 3.304, 6.201, 6.302, 6.309, 6.310, 7.205, 7.602, 7.603, 7.604, 7.605, 7.606, 7.702, 8.101, 8.410, and 8.411; repealing sections 3.643, 6.412, 8.408, 8.512, 8.517-2, 8.518, and 8.541; and amending sections 2.100, 3.100, 3.300, 3.400, 3.401, 3.402, 3.403, 3.404, 3.405, 3.510, 3.534, 3.580, and 3.630. (Supervisor Bierman)

ACTION:



9. File 259-94-1. [Ballot Measure, Senior Executive Management Corps.] Charter amendment (Second Draft) by adding Sections 8.400-2 thereof, relating to wages, hours and terms and conditions of employment for a Senior Executive Management Corps. (Supervisor Kaufman)

ACTION:

10. File 260-94-1. [Ballot Measure, Early Service Retirement] Charter amendment (Second Draft) by adding Section 8.517-3 thereof, relating to the early retirement benefits. (Supervisor Kaufman)

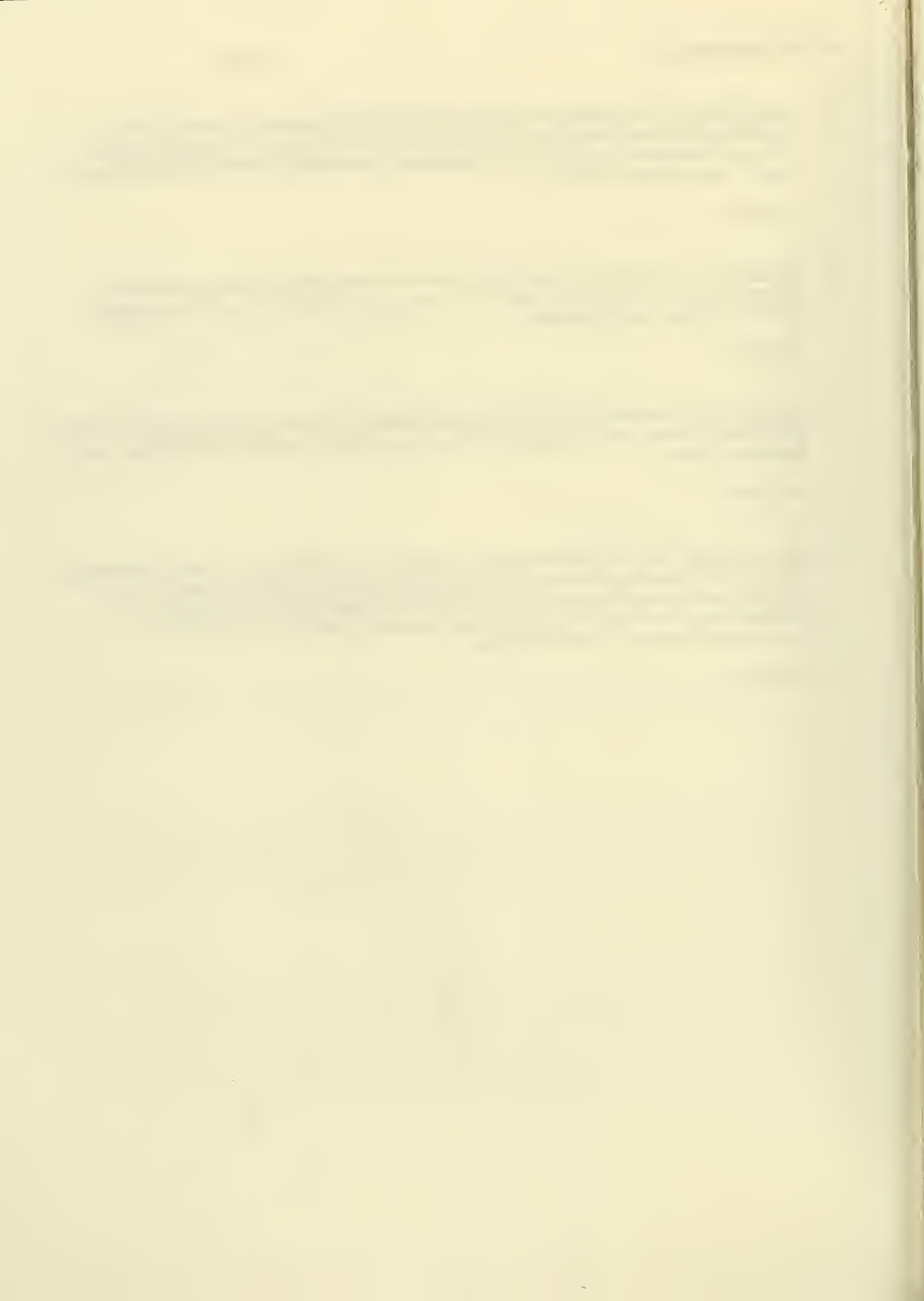
ACTION:

11. File 262-94-1. [Ballot Measure, Domestic Partners] Charter amendment (First Draft) by adding Section 8.500-2 relating to domestic partners. (Supervisors Migden, Leal, Kaufman, Alioto)

ACTION:

12. File 239-94-1. [Ballot Measure-Funding, Senior Escort Division] Charter amendment (First Draft) amending Section 3.538 and adding Section 3.530-4 to establish the office of senior escort services within the police department and to maintain a staffing level of at least forty-two crime prevention workers in the office. (Supervisors Kennedy, Alioto, Hallinan)

ACTION:



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CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

June 17, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: June 21, 1994 Rules Committee Meeting

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JUN 21 1993

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Item 6 - File 261-94-1

Proposed Action: Charter Amendment to repeal the 1932 Charter and to enact a new Charter.

Draft: Second

Section Affected: The entire Charter of the City and County of San Francisco

Description: The proposed Charter would repeal the City's existing Charter and replace it with a new Charter which would be implemented on July 1, 1995 for structural and budgetary provisions and July 1, 1996 for powers of the Mayor.

The following is a summary of the differences between the City's existing Charter and the proposed Charter:

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

Current Charter	Proposed Charter
<u>Charter Size</u> 330 pages and 46 pages of Appendices	91 pages plus Appendices
<u>Administrative Provisions</u> Contains references to obsolete programs, procedures and positions and contains detailed administrative procedures that could be transferred to the City's Administrative Code.	Removes obsolete provisions and administrative detail such as references to obsolete programs, procedures and positions. Transfers to Appendices or to the City's Administrative Code two-thirds of the Charter.
<u>Board of Supervisor Salaries</u> Board of Supervisors salaries are currently at the 1982 level of \$23,924 and can only be changed by a Charter Amendment.	Board of Supervisors salaries would be determined by the Civil Service Commission based on an average of salaries paid to members of Board of Supervisors in nine Bay Area counties. Any increased salary rates would be subject to voter approval.
<u>Board of Supervisors Involvement in Departmental Affairs</u> Members of the Board of Supervisors are prohibited from being involved in the day-to-day operation of City departments.	Restricts contact with departments on matters involving personnel matters, contracts, and purchasing. The Board of Supervisors may contact departments in other matters but such contacts are limited to department heads or their designees, boards, or commissions.
<u>Rates and Fees</u> Most rates, fees and charges for City services are set by boards and commissions. Some require review and approval of the Board of Supervisors.	The Board of Supervisors would have the authority to approve or reject all proposed changes in fees and charges.
<u>Board of Supervisors Budgetary Authority</u> The Board of Supervisors is limited to decreasing or rejecting budget items proposed by the Mayor, but may not increase items (except for capital improvements) or propose its own expenditures.	The Board of Supervisors budgetary powers are expanded to permit the Board of Supervisors to initiate programs, increase line items and initiate supplemental appropriation requests within the limits of the balanced budget and subject to Mayoral veto or line item reduction.

Current Charter	Proposed Charter
<u>Departmental Accountability</u> The Mayor may only deal with City departments through the Board, Commission or appointed officer of the department.	The Mayor would be granted authority to direct departments.
<u>Department Head Hiring</u> Commissions hire and fire the directors of City departments.	The Mayor would hire department heads from lists of qualified candidates provided by the commissions. The Mayor would have the authority to directly fire a department head.
<u>Budget Preparation</u> The Controller assembles the budget items prepared by City Departments and approved by commissions. The Mayor assembles his budget priorities from the Controller's budget.	The proposed City Administrator (to replace the City's Chief Administrative Officer) would coordinate budget preparations and program evaluations for all departments for consideration and action by the Mayor.
<u>Commission Appointments</u> Commissioner appointments, terms of office and Board of Supervisors confirmations vary.	Mayor would appoint all commissioners and would have the authority to remove them except the Port, Civil Service, Asian Art, Fine Arts, Veterans and Performing Arts.
<u>Commission Responsibilities</u> Commission duties and responsibilities range from formulating departmental policy, hiring and firing department heads, setting rates and fees and acting as an appellate body for employee grievances.	The ultimate responsibility for departmental budgets, rate schedules, firing department heads would rest with the Mayor and the Board of Supervisors. Other Commission responsibilities would remain unchanged.
<u>Chief Administrative Officer (CAO)</u> The Mayor appoints the CAO subject to confirmation by the Board of Supervisors. The CAO has responsibility for the Department of Public Works, Registrar of Voters, the Purchasing Office, and other administrative departments. The CAO serves a ten-year term and may be removed by a two-thirds vote by the Board of Supervisors.	The CAO would be replaced with the position of City Administrator. The Mayor would appoint the City Administrator to a five-year term subject to Board of Supervisors confirmation. The Mayor would be able to remove the City Administrator. The City Administrator would implement the policies of the Mayor and the Board of Supervisors and coordinate administrative activity for all City departments.

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

Current Charter	Proposed Charter
<u>Reorganization of City Departments</u> Departmental reorganization of Charter departments requires voter approval.	City departments could be reorganized by executive order and allowing the Board of Supervisors to reject reorganizations within 30 days.
<u>New Charter Commissions</u> The Commission on the Status of Women and the Commission on Aging are not currently in the City's Charter.	The proposed Charter would add the Commission on the Status of Women and the Commission on Aging as Charter Commissions.
<u>Creation of New Departments</u> Not Applicable	Consolidates environmental functions into the Department of the Environment. The details of these functions would be determined at a later date by the Mayor subject to the approval of the Board of Supervisors. Consolidates the Real Estate Department, Purchasing Department and Department of Electricity and Telecommunications into the Department of Administrative Services. Merges the Mayor's Office of Housing, the Mayor's Office of Community Development and the Mayor's Business Office into the Department of Housing and Economic Development. Merges the Assessor and the Recorder's Office into the Assessor-Recorder.

**Effect on the Cost
of Government:**

The Controller reports that the proposed new Charter would neither increase nor decrease the cost to City government.

BOARD OF SUPERVISORS
BUDGET ANALYST

Item 7 - File 258-94-1

Proposed Action: Charter Amendment

Draft: Second Draft

Section Affected: The proposed Charter Amendment would (1) amend Section 2.202 relating to the method of selecting the President of the Board of Supervisors, (2) amend Section 3.510 relating to the Chief Administrative Officer's jurisdiction over certain governmental functions, activities and affairs of the City and its authority to allocate to these various functions, activities and affairs of the City to various departments which are under its jurisdiction and (3) amend Section 9.102 relating to the tenure and appointment of the Registrar of Voters.

Description: Section 2.202 of the Charter currently provides that every two years, the member of the Board of Supervisors that receives the highest number of votes at the preceding supervisorial election, shall assume the office of the President of the Board. Additionally, Section 2.202 stipulates that when a vacancy occurs in the office of the President of the Board, the Supervisors shall elect one of their own members as President for the unexpired portion of the term. The proposed Charter Amendment would amend Section 2.202 to provide that instead of the highest number of votes in the election determining the President, the President of the Board of Supervisors shall be elected by the members of the Board from among their members.

Section 3.510 stipulates that various functions, activities and affairs of the City shall be under the jurisdiction of the Chief Administrative Officer (CAO) and provides that the CAO can allocate such functions, activities and affairs of the City to various departments, outlined in the legislation, which are under its jurisdiction. The proposed Charter Amendment would amend Section 3.510 to remove one of these departments, the Registrar of Voters, from under the CAO's jurisdiction.

Section 9.102 outlines the duties and responsibilities of the Registrar of Voters. The proposed Charter Amendment would amend Section 9.102 to create a Department of Elections which would be under the management and control of the Registrar of Voters. Additionally, Section 9.102 would be amended to provide that the Registrar of Voters shall be appointed by the Mayor for a ten-year term subject to confirmation and

approval by the Board of Supervisors. Such appointment shall be made solely on the basis of qualifications by training and experience. Under the proposed Charter Amendment, there would be no limit to the number of terms for which the Registrar could be appointed and the Registrar could only be removed for cause by two-thirds vote of the Board of Supervisors.

**Effect on the Cost
of Government:**

The Controller has determined that the proposed Charter Amendment would not affect the cost of government.

Item 8 - File 264-94-1

Proposed Ballot

Measure: Charter Amendment

Draft: Second Draft

Sections Affected: Transfer from the Charter of the City and County of San Francisco to the San Francisco Administrative Code of Sections 3.302, 3.304, 6.201, 6.302, 6.309, 6.310, 7.205, 7.602, 7.603, 7.604, 7.605, 7.606, 7.702, 8.101, 8.410, and 8.411.

Deletion of Charter Sections 3.643, 6.412, 8.405 (g) (h) and (i), 8.408, 8.512, 8.517-2, 8.518, and 8.541.

Amendment to Charter Sections 2.100, 3.100, 3.300, 3.400, 3.401, 3.402, 3.403, 3.404, 3.405, 3.510, 3.534, 3.580, and 3.630.

Description: The proposed Charter Amendment would eliminate technical, procedural and obsolete language from the City's Charter by transferring certain sections of the Charter to the City's Administrative Code and by repealing or amending certain other Charter sections.

Transfers from the Charter to the Administrative Code:

- Section 3.302 - Controller's Reports

The Controller shall prepare annual and quarterly financial reports for the Mayor, the Board of Supervisors and the Chief Administrative Officer.

- Section 3.304 - Custody and Examination of Bonds

The Controller shall be the custodian of all official bonds and must examine all such bonds, investigate the sufficiency and solvency of the sureties on such bonds, and report such facts to the Mayor. The Mayor shall be the custodian of the Controller's bond.

- Section 6.201 - Form of Budget Estimates

All City department's proposed budgets shall include estimates of the total expense of operating the department, expenditures for the last fiscal year and for the first six months of the current fiscal year, projected expenditures for the last six months of the current fiscal year, reasons for proposed budget increases or decreases, and a schedule of positions and compensations.

- Section 6.302 - Encumbrances (Paragraphs 1, 2, 4, and 5 only)

The Controller shall keep accounts of revenue and expense appropriations, showing the amounts authorized, the amount drawn thereon, encumbrances, and the unencumbered balance. The Controller shall keep records of all certifications that sufficient unencumbered funds are available for an expenditure, and such certified amounts shall thereafter be considered encumbrances.

- Section 6.309 - Clearing House Representative

The City may designate a bank to be the clearing house representative for the City.

- Section 6.310 - Custody of Monies and Securities

The Board of Supervisors shall by ordinance provide for the safe custody of all money and property in the possession or under control of the treasurer. Monies and securities shall be deposited in a joint custody safe with two combination locks.

- Section 7.205 - Contract Procedure by Ordinance

The Board of Supervisors shall by ordinance establish the necessary procedure for the advertisement of bids, the award of contracts, the supervision of contract work, the acceptance of contract work upon completion, and the securities to be provided upon the filing of bids and upon award of the contract.

- Section 7.602 - Use of Patented Pavement

The manufacture and use of patented pavement by a City contractor or employee must be authorized by the owner of the patent. Patented pavement is a certain mixture of pavement that has been patented.

- Section 7.603 - Special Assessment Projects

The Board of Supervisors shall establish a public improvement revolving fund to be used solely for the purpose of financing public improvements, to be paid for by proceeds from special assessments against the property deemed to be benefited.

- Section 7.604 - Sewer, Water and Other Connections

The Director of Public Works has the authority (a) to order the laying of sewer, water, gas and other mains, conduits or connections, and (b) to ensure that excavations, fences, embankments or grades on private property be put in such a condition as to insure the safety of the public.

- **Section 7.605 - Defective Sidewalks**

If a defect to any portion of a sidewalk remains unremedied because of the negligence of the Director of Public Works, the Director of Public Works is liable to any party injured as a result of that defect.

- **Section 7.606 - Spur Tracks**

The Director of Public Works shall grant spur track permits in all cases in which the spur track is to be located in a heavy industrial zone, provided that the spur track shall not interfere with the public use of the streets affected.

- **Section 7.702 - Hours of Public Offices**

All public offices shall be open from 8:30 a.m. until 5:00 p.m. everyday except legal holidays, unless specified otherwise by ordinance.

- **Section 8.101 - Surety Bonds**

Officers and employees as specified by ordinance must give bonds in such amounts as required by ordinance, provided that the minimum amount of the bonds to be furnished by the Controller and the Tax Collector be \$100,000 each, and by the Public Administrator and the County Clerk \$50,000 each. The Board of Supervisors shall by ordinance provide the terms, form and conditions of all such bonds and the sureties on such bonds.

- **Section 8.410 - Reimbursement of Expenses**

Traveling and payment of expenses associated with the discharge of duties shall be authorized only by ordinance.

- **Section 8.411 - Payment for Repair or Replacement of Equipment**

The Board of Supervisors may provide by ordinance for the payment of the costs of replacing or repairing equipment, property, or prostheses of any uniformed officer or employee of the Police Department, Fire Department, Sheriff's Office or Municipal Railway, when any such items are damaged in the line of duty without fault of the employee.

Deletions from the Charter:

- Section 3.643 - California Academy of Sciences - Reports

This Section provides that the Academy of Sciences will file a statement of expenses and income each year in connection with the use and operation of each of its buildings for the last fiscal year. The proposed Charter Amendment would repeal this Section because the Academy of Sciences is already required to provide such information in its annual budget.

- Section 6.412 - Sales and Use Taxes

Section 6.412 states that the Board of Supervisors has the power to enact an ordinance that will be in accordance with the provisions of Part 1.5 of Division 2 of the State's Revenue and Taxation Code, insofar as Part 1.5 of Division 2, as amended, provides for uniform local sales and use taxes. This Section would be eliminated because it is redundant, as the Board of Supervisors has this authority even without Charter Section 6.412.

- Section 8.405 - Salaries of Uniformed Forces in the Police and Fire Departments (Subsections (g), (h) and (i) only)

The proposed Charter Amendment would repeal Charter Section 8.405 (g), (h), and (i), which pertain to fixing the rates of pay for Police Officers and Firefighters in FY 1986-87, since these subsections are now obsolete.

- Section 8.408 - Pay Freeze and Reduced Work Week for Fiscal 1988-89

This Section provides that no compensation increases shall be granted or authorized for specific City officers and employees for FY 1988-89. In addition, Section 8.408 states that appointing officers and employees may agree mutually to permit employees to work reduced hours at any time during FY 1988-89. This Section would be deleted because it is obsolete.

- Section 8.512 - Relinquishment of Certain Retirement Allowances

The proposed Charter Amendment would repeal Section 8.512, which states that any member of the State Teachers' Retirement System whose retirement was effective between June 30, 1955 and May 1, 1957 may choose to relinquish his right to a retirement allowance from the City, if the Retirement System is notified by May 1, 1957. This Section would be eliminated because it is obsolete.

BOARD OF SUPERVISORS
BUDGET ANALYST

- Section 8.517-2 - Early Service Retirement

According to this Section, an early retirement incentive shall be available to certain employees who retire between February 1, 1992 and March 31, 1992. This Section would be eliminated because it is obsolete.

- Section 8.518 - Hearing Officer

Section 8.518 provides that any application for disability leave, disability retirement, or death allowance shall be heard by a qualified and unbiased hearing officer, who will determine whether such application shall be granted or denied. According to the Author's Office, this Section would not be repealed but would be amended to delete the last sentence, which states that the provisions of this Section are to become operative on October 1, 1980, since it is now obsolete.

- Section 8.541 - Salary Base, for Retirement Purposes, of Former Rank of Corporal of Police

This Section provides that, for purposes of the Retirement System, the monthly salary attached to the former rank of corporal in the Police Department shall be equal to the maximum monthly salary attached to the rank of Police Officer, plus three-fourths of the difference between such amount and the monthly salary attached to the rank of Sergeant. The proposed Charter Amendment would repeal this Section because the Corporal rank no longer exists in the Police Department.

Amendments to the Charter:

- The proposed Charter Amendment would amend Sections 2.100, 3.100, 3.400, 3.401, 3.402, 3.403, 3.404 and 3.405, by eliminating the requirement that the Mayor, the Assessor, the City Attorney, the District Attorney, the Public Defender, the Sheriff, the Treasurer, and members of the Board of Supervisors execute an official bond in a specified amount upon their appointment or election to a City office. These provisions would be deleted because the dollar amounts are now outdated and because the Charter currently authorizes the Board of Supervisors to determine the amounts of such bonds by ordinance.

- Charter Section 3.300, Controller - Appointment, Qualifications, and Term of Office, states that persons appointed and qualified as Controller after November 8, 1988 shall serve a term of office of up to ten years. The

proposed Charter Amendment would delete the November 8, 1988 date since it is now obsolete.

- Charter Section 3.510, Government Services, Purchasing, Real Estate, Public Works, Electricity, County Agricultural Department, Coroner's Office, and Convention Facilities Management, contains a provision stating that if, in the election of November 6, 1984, two or more propositions amending Section 3.510 of the Charter receive the number of votes necessary for their adoption, the City Attorney shall incorporate their provisions into one section. The proposed Charter Amendment would delete this provision since it pertains only to the November 1984 election and is therefore obsolete.

- Charter Section 3.534, Inspectors, provides that Police Officers and Sergeants who have been appointed to the rank of Assistant Inspector shall be reclassified to the Assistant Inspector classification in the FY 1971-72 Annual Appropriation Ordinance and Annual Salary Ordinance. Since this provision applies only to FY 1971-72, it is obsolete and would be deleted.

- Charter Section 3.580, Port Commission Composition, and Charter Section 3.630, Establishment of Asian Art Commission, contain provisions designating who the initial members of the Port Commission and Asian Art Commission shall be. The provisions regarding the initial composition of the Asian Art and Port Commissions are no longer relevant and would be deleted by the proposed Charter Amendment.

**Effect on the Cost
of Government:**

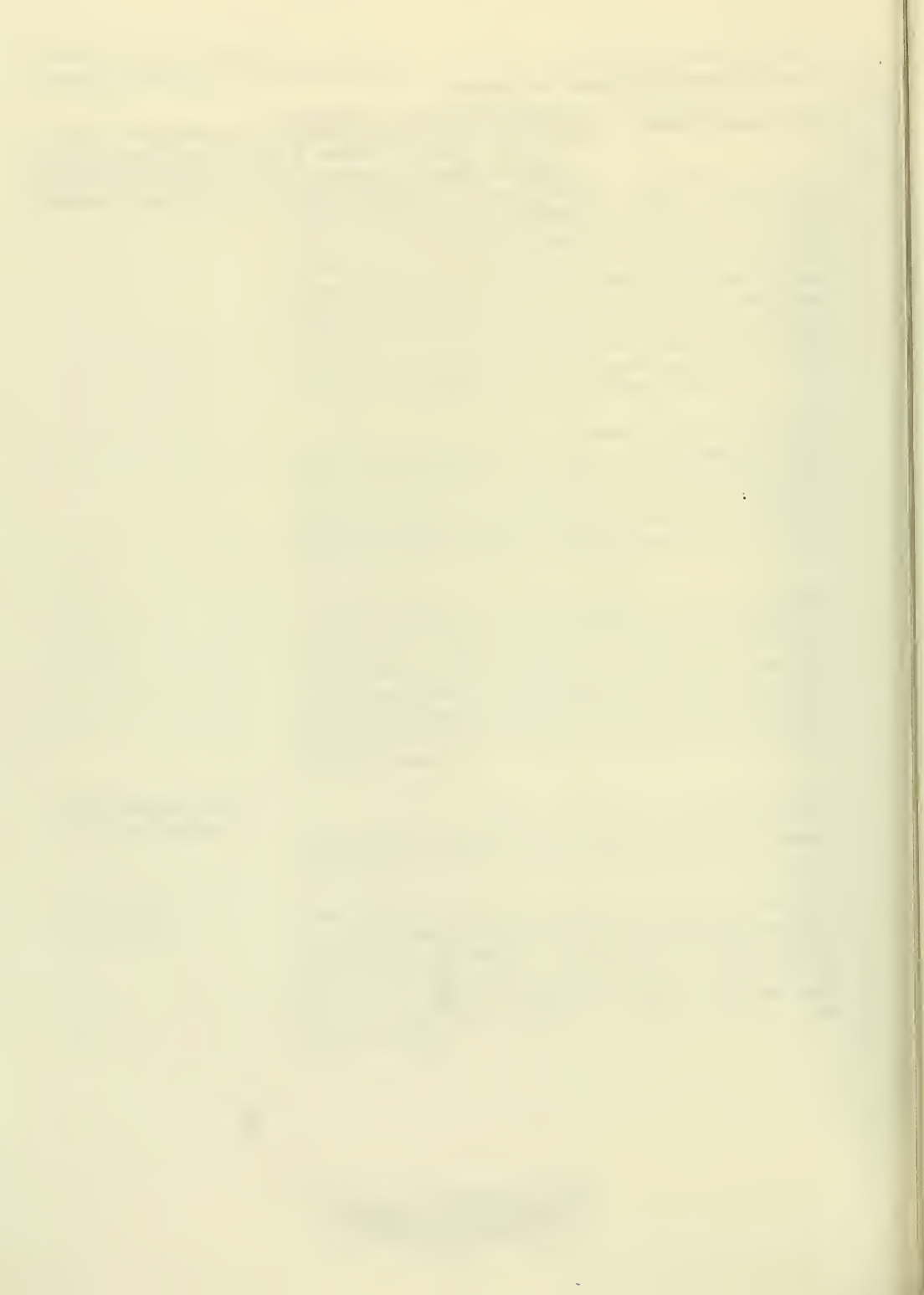
The Controller's Office that the proposed Charter amendment would not result in any increase to the cost of government.

Comment:

The City Attorney's Office advises that the purpose of the proposed Charter Amendment is to streamline the City's Charter by removing all procedural and technical detail and transferring such detail to the City's Administrative Code. In addition, the proposed Charter Amendment would make the Charter more readable and understandable.

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

Recommendation: Amend the proposed legislation by including a provision to amend Charter Section 8.518 by deleting the last sentence, rather than repealing all of Charter Section 8.518, as the proposed Charter Amendment currently provides.



Item 9 - File 259-94-1

**Proposed Ballot
Measure:**

Charter Amendment

Draft:

Second Draft

Section Affected:

The proposed Charter Amendment would amend the Charter to add Section 8.400-2, relating to wages, hours and terms and conditions of employment for a Senior Executive Management Corps.

Description:

The proposed Charter Amendment would require the Mayor, in consultation with the Board of Supervisors and the Civil Service Commission, to designate, by July 31, 1996, all elected officials, department heads and management level officers and exempt employee positions (and any other classifications deemed appropriate), as a Senior Executive Management Corps. Terms and conditions of employment for members of the Senior Executive Management Corps would be determined by an ordinance to be approved by the Board of Supervisors no later than July 31, 1997, subject to the following specifications:

- No member would be entitled to receive payment or compensatory time off for time worked in excess of a normal work day or work week. Currently, exempt management employees and department heads can receive compensatory time off with the approval of their appointing officer.
- Salary increases would be based on demonstrated performance criteria. Currently, salary increases are determined for members of the Management Collective Bargaining Unit by formula from surveys of comparable positions in other jurisdictions and private sector employment.
- The ordinance would establish procedures for setting terms of employment that recognize and reward increased efficiencies and improved levels of service.
- Whenever positions classified as members of the Senior Executive Management Corps become vacant, salaries and benefits would be reevaluated. Such reevaluation could result in lower salary and benefit

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

for any position when it becomes vacant. As noted above, currently salaries are established by formula, and would only be reevaluated in the context of annual salary surveys.

- The appointing officer would be allowed to award up to ten days of paid administrative leave per year to members of the Senior Executive Management Corps who demonstrate superior performance. There is currently no provision for rewarding superior performance with paid leave.

**Effect on the Cost
Of Government:**

Mr. John Madden of the Controller's Office advises that the Controller has not yet analyzed the fiscal impact of the proposed Charter amendment.

The proposed Charter Amendment could either increase or decrease the cost of government, depending upon how it was implemented. For example, if merit pay was allocated from an annual merit pay appropriation, the size of that appropriation could be higher or lower than the cost of determining increases based on formulas and classification steps.

Comments:

1. Mr. Wendell Pryor of the Human Resources Department (HRD) states that the Senior Executive Management Corps would cover 500 to 600 City employees. Mr. Pryor advises that most, but not all, of these employees are now members of the Municipal Executives' Association (MEA). Mr. Pryor reports that the HRD plans to conduct a classification study of the management/supervisory group during FY 1994-95. When that study is complete, Mr. Pryor states that the City will have more reliable data on which employees would belong in a Senior Executive Management Corps, if the proposed Charter amendment is approved.

2. Mr. Pryor suggests that the definition of exempt should refer specifically to employees who are exempt from the Federal Fair Labor Standards Act (FLSA) provisions requiring compensation for overtime work. As currently written, the proposed Charter amendment does not define "exempt employees."

BOARD OF SUPERVISORS
BUDGET ANALYST

3. Mr. Pryor states that he agrees with the purpose of the proposed Charter Amendment in concept, as a way to develop a sense of management ethic, and to create positive incentives for management. Mr. Pryor also supports the idea of recognizing that management compensation may need to be different from rank and file compensation packages, because many management jobs have relatively unique requirements. However, Mr. Pryor does have concerns about aspects of the proposed Charter amendment.

4. Mr. Pryor states that he is concerned about the provision of the proposed Charter amendment that would permit a reduction of salary or benefits upon reevaluation of a position when it becomes vacant, but would not explicitly permit an increase in salary or benefits upon reevaluation of the position. Mr. Pryor advises that one reason a position might become vacant is that the compensation might be too low to enable the City to retain a good employee.

5. Mr. Pryor advises that it is a fairly common practice for municipalities to determine compensation of management employees based on merit. Mr. Pryor suggests that one possible procedure for implementing this provision of the proposed Charter amendment would be for the Mayor to propose and the Board of Supervisors to appropriate an annual merit pay budget, and set guidelines for how it would be expended to increase compensation based upon demonstrated performance criteria. Mr. Pryor also states that many cities have a provision similar to the one in the proposed Charter amendment that provides for rewarding superior performance with paid leave.

6. Because the proposed Charter amendment would change the way compensation is determined for employees who would be designated as part of the Senior Executive Management Corps, Mr. Buck Delventhal of the City Attorney's Office states that the City would have to meet and confer with the Municipal Executives' Association and other appropriate bargaining units prior to placing the proposed Charter amendment on the ballot.

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

Recommendations: Based on advice of the City Attorney's Office, because the proposed Charter amendment would change the way compensation is determined for employees who would be designated as part of the Senior Executive Management Corps, if the Board of Supervisors wishes to proceed with the proposed Charter amendment, the Human Resources Department should be directed to meet and confer with the Management Employees' Association (MEA) and other appropriate bargaining units prior to placing the proposed Charter amendment on the ballot.

Item 10 - File 260-94-1

Proposed Action: Charter Amendment

Draft: Second Draft

Section Affected: The proposed Charter Amendment would amend Article VIII, The Rights and Obligations of Officers and Employees, by adding Section 8.517-3 thereto, relating to the enactment by the Board of Supervisors of early retirement ordinances.

Description: This Charter Amendment would enable the Board of Supervisors to enact, by a vote of three-fourths of its members, early retirement ordinances for all active members of the Employee Retirement System (ERS). Any such ordinance would not apply to members of the State Public Employees Retirement System (PERS) or temporary employees that are not members of any retirement system.

The proposed Charter Amendment allows the Board of Supervisors to enact early retirement ordinances with the following features and restrictions:

1. The ordinance may provide an incentive for retirement for members by increasing members' age and/or credited service for retirement qualification and benefit computation purposes, or by enhancing any other pension benefit provision. For vesting purposes, the benefit may be increased by as much as 50%, and a minimum of five years of actual earned credited service is required.
2. The ordinance may only apply to members of the retirement system who retire during designated periods from July 1, 1995 - June 30, 1996.
3. The Board of Supervisors must certify that it is enacting an early retirement program due to mandatory transfers, layoffs, and/or demotions that constitute at least three percent of the City employee workforce during that fiscal year.
4. The Board of Supervisors can limit the early retirement program to specified departments, job classifications or other organizational units.

**Effect on the Cost
of Government:**

The proposed Charter Amendment has no fiscal impact. It is enabling legislation, empowering the Board of Supervisors to enact early retirement ordinances with a three-fourths vote.

In the event the Board of Supervisors was to enact an early retirement ordinance, the Board would be required, under this Charter Amendment, to secure an actuarial report of the cost and effect of the ordinance from the Employee Retirement System (ERS), and a cost report from the Controller.

Comments:

1. This proposed Charter Amendment is similar to Section 8.517-1 added to the Charter in June, 1988. The prior amendment was also enabling legislation, but differed from the proposed Charter Amendment in the following ways:

a) The previous amendment specified that an ordinance could increase a member's credited service by two years. The proposed Charter Amendment does not specify a maximum or minimum age or credited service increase the Board of Supervisors could enact.

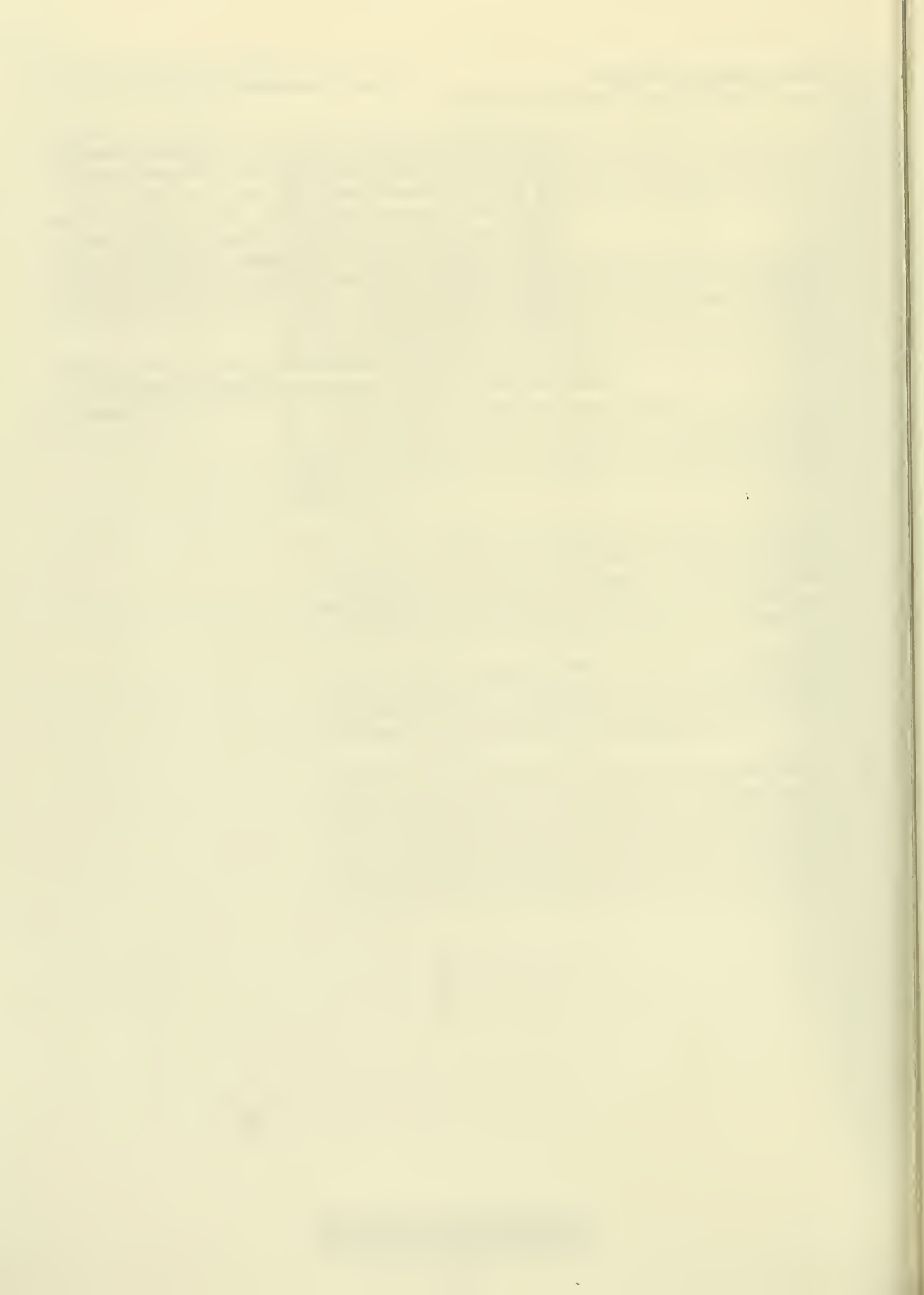
b) For vesting under Sections 8.509 and 8.584, the proposed Charter Amendment states that the benefit may be increased by as much as 50%. The prior amendment did not specify these parameters.

c) The proposed Charter Amendment allows the Board of Supervisors to limit early retirement ordinances to specific departments, units or job classifications, while the previous amendment only allowed the Board to limit ordinances to members who waived or deferred their right to cash payment for unused accumulated sick leave.

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

d) Both the prior and the proposed Charter Amendment require the Board of Supervisors to obtain an actuarial report from ERS and a cost report from the Controller prior to enacting any ordinance. The prior amendment also requires that the cost reports must certify that the ordinance will effect a cost savings to the City and County over the next two years. This requirement is not included in the current Charter Amendment.

2. The Budget Analyst recommends that this cost savings requirement be added to the proposed Charter Amendment.



Item 11 - File 262-94-1

Proposed Ballot

Measure: Charter Amendment

Draft: First Draft

Sections Affected: Addition of Section 8.500-2, relating to domestic partner benefits.

Description: Currently, when a member of the Retirement System retires, a continuation of a portion of that member's pension benefit may be paid to a qualified survivor of that member. Members may choose from different benefits packages at the time they retire. In most cases, the Retirement System pays 50 to 75 percent of a member's pension as a continuation to qualified survivors. According to the Retirement System, most pension plans require the member to pay for a continuation to qualified survivors, usually by a reduction in pension benefits during their lifetime. However, the City's Retirement System provides these continuations to qualified survivors at no cost to the member.

Under the current rules, qualified survivors can only be spouses or minor children. (Dependent parents and dependent children also qualify for Police and Fire Department active or retired members only.) The proposed amendment to the Charter would expand the definition of qualified survivors to include a domestic partner. This amendment would allow a domestic partner to receive a continuation of a portion of his or her partner's pension benefits, at no cost to the member. (As noted above, members of retirement systems typically must pay for a dependent continuation, usually by a reduction in pension benefits during their lifetime.) In order to qualify, the domestic partnership would have to have been established one year before retirement or the death of an active member, and must be in place when the member dies.

The proposed Charter Amendment would also provide health benefits to domestic partners. Currently, qualified dependents receive a continuation of the health services subsidy (anticipated to be \$178 per month as of July 1, 1994, for most employees) in the event that the member dies. This proposed Charter Amendment would expand the definition of qualified dependents to include domestic partners.

Under the proposed Charter Amendment, a domestic partner may only be defined as a qualified survivor if the domestic partnership agreement is made at least one year prior to an active member's retirement or death. Also, the domestic partnership agreement must be registered with the County Clerk (see Comment 5). These requirements parallel spousal requirements: marriages must take place at least one year prior to an active member's retirement or death to qualify as survivors, and marriages must be registered with the County Clerk (or a similar County agency outside of San Francisco).

**Effect on the Cost
of Government:**

Based on data provided by Mr. Kieran Murphy of the Employees Retirement System, the estimated on-going cost of this Charter Amendment for pension benefits is \$4.3 million per year for 20 years, increasing with salaries and inflation, and \$2 million per year after 20 years, increasing with salaries and inflation (see Comment 1 for the basis of this estimate).

Based on data provided by Mr. Randall Smith of the Health Services System, the estimated on-going cost of this Charter Amendment for health benefits is \$91,848 per year. (See Comment 2 for the basis of this estimate.)

Comments:

1. The above estimated cost of pension continuations, at \$4.3 million per year for 20 years, increasing with salaries and inflation, and \$2 million per year after 20 years, is based on the following assumptions:

a. That approximately 12 percent of the workforce will be in a domestic partnership agreement when they retire. In 1990, the Mayor's Task Force on Family Policy estimated that approximately 12 percent of the City's workforce has a domestic partner. The assumption that the entire 12 percent of the workforce that has a domestic partner will actually enter into a domestic partnership agreement may overstate the costs of the proposed Charter Amendment;

b. That individuals will not register as domestic partners simply to gain additional benefits;

c. Standard valuation assumptions and projections.

2. The above estimated cost for health care subsidies is based on the assumption that:

a. Of the 427 registered domestic partners in the Health Care System, only half, or 214, are registered with the County Clerk, in conformance with the requirements of this Charter Amendment;

b. Of the remaining 213 registered domestic partners, 40 percent or 85 would request that their partner receive health care benefits. This parallels the Health Care System membership in general, since, for most groups of employees, 60 percent are medically single and 40 percent list a qualified survivor;

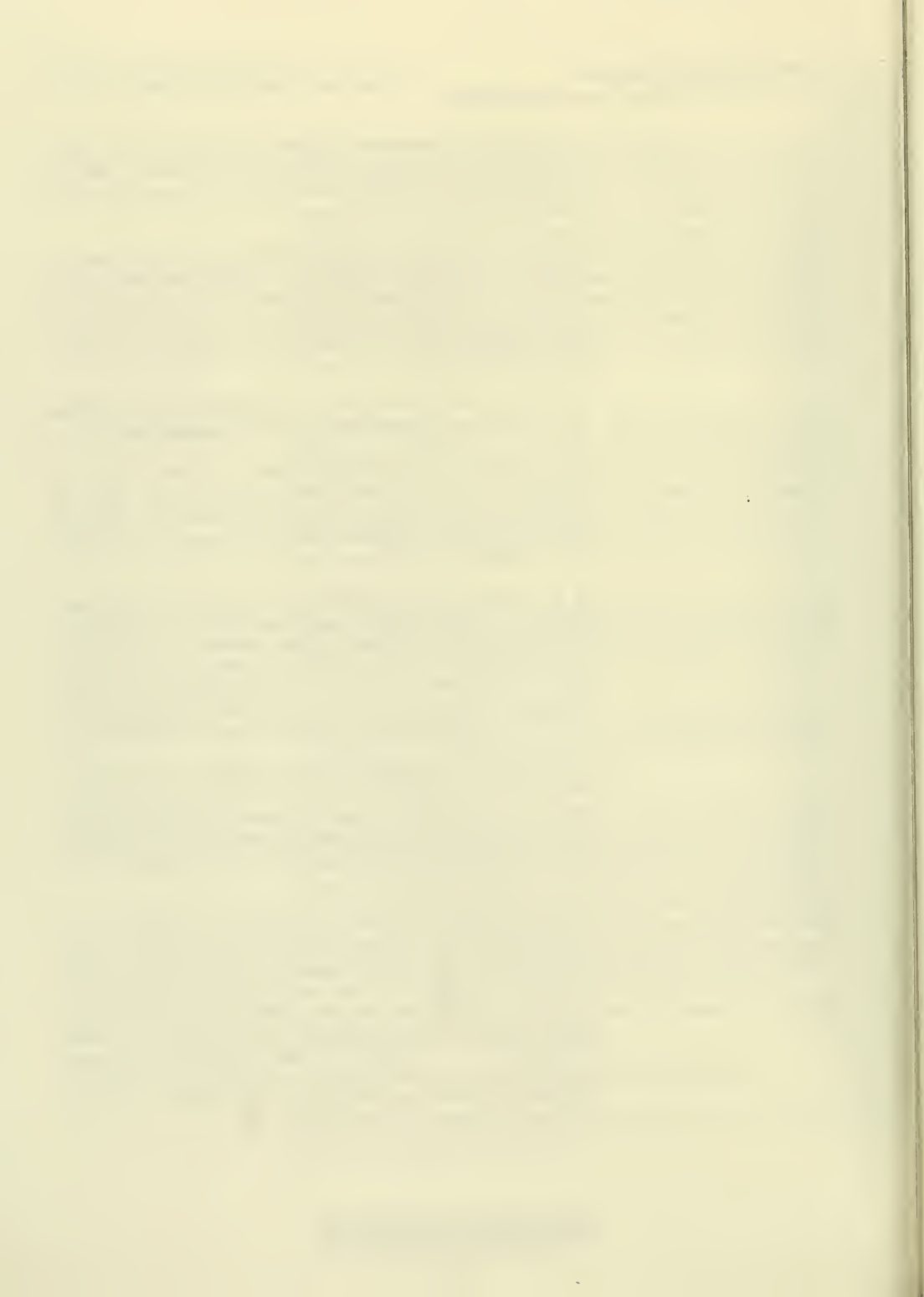
c. Of the 85 who would request that their partner receive health care benefits, half will outlive their partners.

3. According to Mr. Kieran Murphy of the Employees Retirement System, few retired members were domestic partners for at least a year at the time they retired. Therefore, the immediate costs of this proposal would not be significant.

4. A retired or active member may currently provide a pension continuation to any beneficiary, including a domestic partner, as long as the member pays for that continuation in full him- or herself, with no contribution from the Retirement System. As noted above, the City's Retirement System currently provides continuation benefits to qualifying survivors at no cost to the member.

5. A domestic partnership may currently be established either at the County Clerk or by a notary public. The requirement that the partnership must be registered with the County Clerk would make it easier for the City to verify a partnership, according to Mr. Dan Maguire of the City Attorney's Office.

6. The proposed Charter Amendment provides that a "monthly allowance" equal to what would otherwise be payable to a surviving spouse shall be paid to the surviving domestic partner, until the surviving spouse remarries, establishes a new domestic partnership, or dies. The City Attorney recommends that the word "retirement" be added to the proposed Charter Amendment to provide additional clarity, so that the proposed Charter Amendment provides that a "monthly retirement allowance" be provided.



Item 12 - File 239-94-1

Proposed Action: Charter amendment to establish the Office of Senior Escort Services within the Police Department and to maintain a staffing level of at least 42 Crime Prevention Workers.

Draft: First

Section Affected: Section 3.530-4 would be added to the Charter.

Description: 1. The Charter amendment would specify that the Office of Senior Escort Services and such clerks and employees as shall be necessary, would be established within the Police Department.

2. Section 3.530-4 would be added to provide that the following actions would become the power and duty of the Police Commission.

- To appoint a Director of the Office of Senior Escort Services.
- To include in the Office of Senior Escort Services a total of at least 42 Crime Prevention Workers to provide senior transport, escort and crime prevention services.
- To assign the Office of Senior Escort Services to duties including but not limited to: a) transportation and provision of protective escort services for seniors over 60 years of age to appointments at government, medical, social services, and neighborhood facilities; b) assignment of Crime Prevention Workers to foot patrols in high crime areas to provide escort services, if needed, and crime prevention monitoring; c) provision of educational information to senior citizens on crime prevention and personal safety; and, d) provision of information about social services to senior citizens and referrals to appropriate resources.

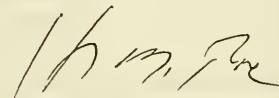
Effect on the Cost of Government: An additional cost of \$1.2 to \$1.3 million annually more than the level of staffing currently funded in the proposed Fiscal Year 1994-95 budget.

Comments: 1. The proposed budget of the Office of Senior Escort Services in the 1994-95 Police Department budget, as recommended by the Mayor, provides for employment of 23 employees; a Director and 22 Crime Prevention Workers (one Senior Crime Prevention Worker and 21 Crime Prevention Workers). Additional, non-personnel costs are primarily for radio operations and maintenance and transportation costs. As shown in the table below, the proposed expenditure budget for 1994-95 is \$1,206,929.

Memo to Rules Committee
June 21, 1994 Rules Committee Meeting

2. The proposed Charter amendment would mandate an increase of 20 in the number of Crime Prevention Workers and permit the employment of additional "clerks and employees as shall be necessary". The Budget Analyst has developed a hypothetical cost comparison, as shown in the table below, based on the increase of 20 Crime Prevention Workers, the restoration of two clerical positions that were formerly in the Senior Escort budget, for a total staffing increase of 22 positions, and proportionate increases in non-personnel costs. This table shows that, based on this staffing configuration, the increased potential cost of the proposed Charter amendment would equal \$1,234,800. The Office of Senior Escort Services is totally supported by the General Fund.

	1994-95 <u>Budget</u>	Potential Cost of Charter <u>Proposal</u>	<u>Increase</u>
No of Employees	23	45	22
<u>Personnel Costs</u>			
Miscellaneous Salaries	\$ 817,539	\$ 1,654,061	\$ 836,522
Overtime	8,100	16,388	8,288
Premium Pay	5,500	11,000	5,500
Mandatory Fringe Benefits	<u>177,577</u>	<u>359,277</u>	<u>181,700</u>
	1,008,716	2,040,726	1,032,010
Non Personnel Costs	<u>198,213</u>	<u>401,003</u>	<u>202,790</u>
Total	\$ 1,206,929	\$ 2,441,729	\$ 1,234,800



Harvey M. Rose

cc: Supervisor Migden	Supervisor Kennedy
Supervisor Maher	Supervisor Shelley
Supervisor Leal	Clerk of the Board
President Alioto	Chief Administrative Officer
Supervisor Bierman	Controller
Supervisor Conroy	Teresa Serata
Supervisor Hallinan	Robert Oakes
Supervisor Hsieh	Ted Lakey
Supervisor Kaufman	

BOARD OF SUPERVISORS
BUDGET ANALYST

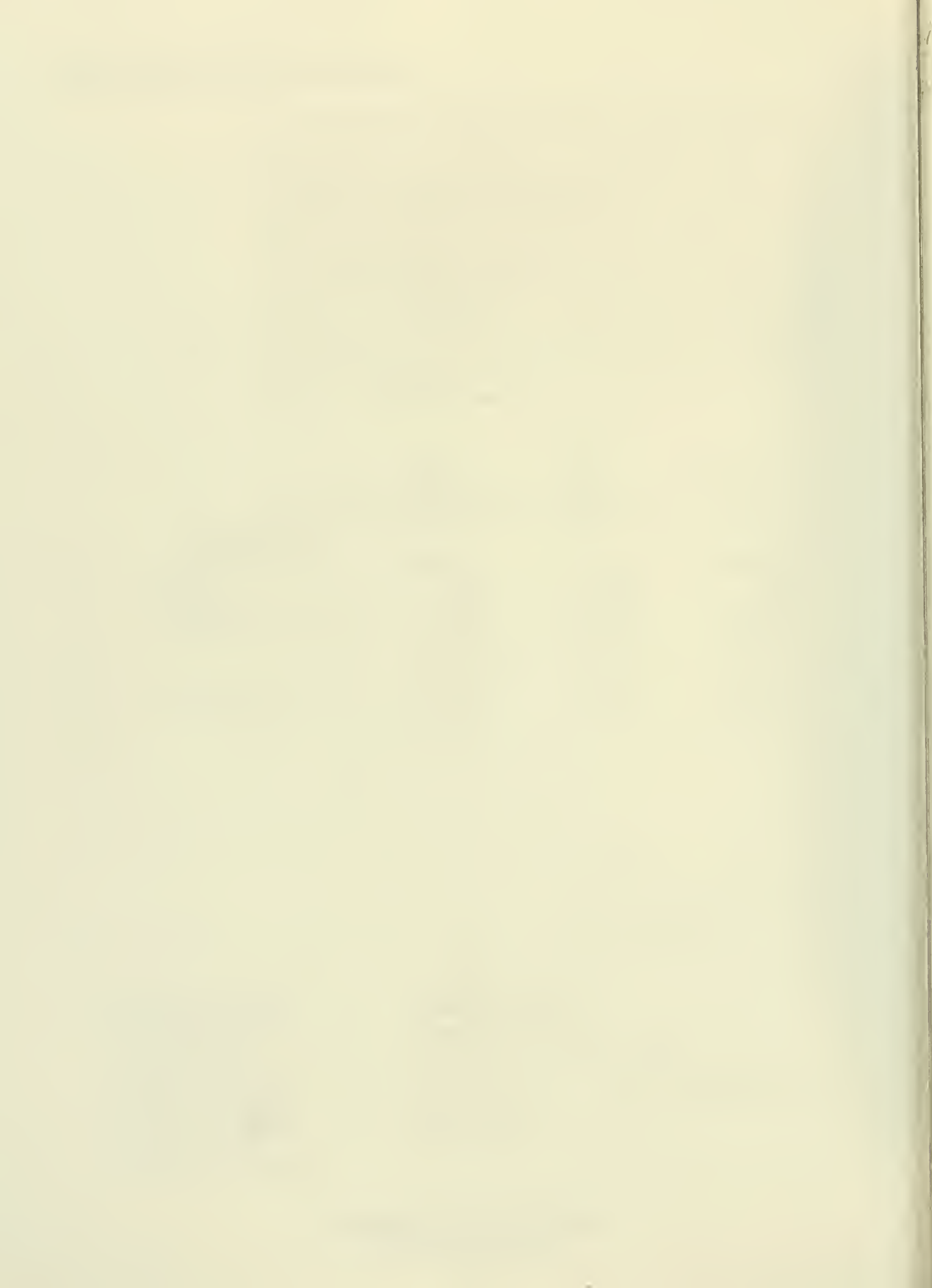
S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

June 21, 1994

The Minutes of this meeting are missing.



BOARD of SUPERVISORS

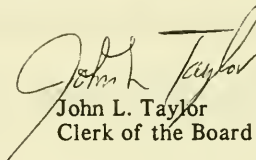


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NOTICE OF RESCHEDULED MEETING

NOTICE IS HEREBY given that the regularly scheduled meeting of the Rules Committee for Tuesday, July 5, 1994, at 10:00 a.m., has been rescheduled to Tuesday, July 5, 1994 at 9:00 a.m., City Hall, Room 228.


John L. Taylor
Clerk of the Board

POSTED: JUNE 30, 1994

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

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OF SAN FRANCISCO

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BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

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July 1, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: July 5, 1994 Rules Committee Meeting

Item 3 - File 261-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

Proposed Action: Charter Amendment to repeal the 1932 Charter and to enact a new Charter.

Draft: Second

Section Affected: The entire Charter of the City and County of San Francisco

Description: The proposed Charter would repeal the City's existing Charter and replace it with a new Charter which would be implemented on July 1, 1995 for structural and budgetary provisions and July 1, 1996 for powers of the Mayor.

The following is a summary of the differences between the City's existing Charter and the proposed Charter:

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter	Proposed Charter
<u>Charter Size</u> 330 pages and 46 pages of Appendices	91 pages plus Appendices
<u>Administrative Provisions</u> Contains references to obsolete programs, procedures and positions and contains detailed administrative procedures that could be transferred to the City's Administrative Code.	Removes obsolete provisions and administrative detail such as references to obsolete programs, procedures and positions. Transfers to Appendices or to the City's Administrative Code two-thirds of the Charter.
Article I: Existence and Powers of the City and County	
Provides the name, boundaries, rights and powers of the City and County of San Francisco. Describes San Francisco as a municipal corporation.	The same except describes San Francisco as a "consolidated City and County."
Article II: Legislative Branch	
<u>Board of Supervisors Size</u> 11 members	Same
<u>Board of Supervisor Salaries</u> Board of Supervisors salaries are currently at the 1982 level of \$23,924 and can only be changed by a Charter Amendment.	Salaries for the Board of Supervisors have not yet been established for the proposed Charter.
<u>Supervisors' Election</u> Elected at large	Same
<u>Supervisors' Terms</u> Four year terms limited to two successive terms.	Same
<u>Supervisors Vacancies</u> Filled by Mayor for balance of term.	Filled by Mayor for balance of term unless more than 29 months remain in term, then appointee must stand for office at the next election.

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter	Proposed Charter
<u>Supervisors Meetings</u> Meetings can be held outside City Hall, if properly noticed.	Same
<u>Meeting Quorums</u> A majority of Supervisors constitutes a quorum; Supervisors must vote when a question is put; Supervisors can be excused from voting by a majority of the Supervisors.	Same
<u>Ordinance and Resolutions</u> Ordinances and resolutions are a method of enacting policies or laws (except for motions for Board of Supervisors internal business) except for appropriation ordinances; ordinances must deal with single subject; require majority vote and require two readings.	Same
<u>Board of Supervisors Budgetary Authority</u> The Board of Supervisors is limited to decreasing or rejecting budget items proposed by the Mayor, but may not increase items (except for capital improvements) or propose its own expenditures. The Board of Supervisor's adopted budget is subject to line item veto by the Mayor.	The Board of Supervisors budgetary powers are expanded to permit the Board of Supervisors to initiate programs, increase line items and initiate supplemental appropriation requests within the limits of the balanced budget and subject to Mayoral veto or line item reduction.
<u>Budget Strategies</u> Annual budgets and mission driven budgets.	Annual budgets and multi-year budgets (for planning purposes), mission driven budgets and any other budget strategies required by ordinance. Multi-year budgets would be for planning purposes.

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter	Proposed Charter
<u>Supplemental Appropriations</u> Supplemental appropriations originate within departments and commissions. Supervisors may approve resolutions urging the Mayor to urge a Commission to urge its department to submit a supplemental appropriation request.	Supervisors would be able to directly initiate supplemental appropriations, subject to available funds which would be subject to Mayoral veto, line item veto and line item reduction by the Mayor
<u>Veto Override</u> Veto override requires 8 votes within 30 days.	Same
<u>Emergency Ordinances</u> Public emergencies affecting life, health, or property require one reading and requires a two-thirds vote of the Board of Supervisors.	Same
<u>Public's Right to Know/Record Keeping</u> Clerk of the Board maintains records which are made available to the public under the Sunshine Ordinance.	Same
<u>Rates and Fees</u> Most rates, fees and charges for City services are set by boards and commissions. Some require review and approval of the Board of Supervisors.	The Board of Supervisors would have the authority to approve or reject all proposed changes in fees and charges.
<u>Sale or Lease of Real Property</u> Lease of real property for ten years or more or sale of property requires approval through resolution by the Board of Supervisors.	Same
<u>Abandonment of Transit Routes</u> Approved or rejected by ordinance.	Same
<u>Fidelity Bonds</u> Far ranging dollar amounts specified for various officials and department heads.	Board of Supervisors would determine which officers would post bonds and at what dollar amounts. The Board of Supervisors would conduct an annual review of bonding requirements.

**BOARD OF SUPERVISORS
BUDGET ANALYST**

Current Charter	Proposed Charter
<u>Declaration of Policy/Legislative Referendum</u> Four Supervisors can place an item on a ballot.	Same
<u>Board of Supervisors Involvement in Departmental Affairs</u> Members of the Board of Supervisors are prohibited from being involved in the day-to-day operation of City departments. Inquiries are limited to ordinances, resolutions, letters filed with the Clerk of the Board of Supervisors or committee inquiries.	Restricts contact with departments on matters involving personnel matters, contracts, and purchasing. The Board of Supervisors may contact departments in other matters but such contacts are limited to department heads or their designees, boards, or commissions.
<u>Budget Analyst</u> Supervisors select the Board's Budget Analyst.	Same
<u>President of the Board of Supervisors</u> Highest vote-getter becomes president and in case of a vacancy the Supervisors select a replacement.	Same
<u>Clerk of the Board of Supervisors</u> Clerk has civil service status.	The Board of Supervisors would appoint and remove the Clerk of the Board. The incumbent Clerk would maintain his Civil Service status.
<u>Staff to the Board of Supervisors</u> Assistant Clerks are appointed by the Clerk of the Board subject to Civil Service. Supervisors are permitted a single Administrative Assistant but they also have a Legislative Assistant whose position is classified as Temporary.	Each member of the Board of Supervisors have two permanent staff positions.

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter	Proposed Charter
<p><u>Compensation for Elected Officials</u> Elected officials except Supervisors, School Board members and Community College Board members, have their pay set by the Salary Standardization Ordinance (SSO) requiring Supervisors' adoption.</p>	<p>Within a balanced budget, Supervisors would set the salaries of elected officials except for Supervisors, School Board members and Community College Board members. The salaries of elected officials would be kept at their current levels until changed by the Board of Supervisors.</p>
<p><u>Compensation for Commissioners</u> Specifies different compensation rates for the various commissions.</p>	<p>The Board of Supervisors would set equal compensation per meeting for commissioners.</p>
<p><u>Rejection of Commission Appointments</u> The Supervisors can confirm or reject appointments to the Redevelopment, Port, and the Housing Authority commissions but not the other City commissions.</p>	<p>The Board of Supervisors would have the authority to reject commission appointments within 30 days.</p>
<p align="center">Article III: Executive Branch -- Office of the Mayor</p>	
<p><u>Budget Preparation</u> The Controller assembles the budget items prepared by City Departments and approved by commissions. The Mayor assembles his budget priorities from the Controller's budget. The Mayor can only cut departments' budgets.</p>	<p>The proposed City Administrator (to replace the City's Chief Administrative Officer) would coordinate budget preparations and program evaluations for all departments for consideration and action by the Mayor. The Mayor would be able to add, subtract or shift funds within and among departments.</p>
<p><u>Budget/Appropriation Veto Powers</u> Mayor can veto in whole or by line item, or line item reduction.</p>	<p>Same</p>
<p><u>Supplemental Appropriations</u> Commissions/departments submit supplemental appropriation requests to the Mayor who may approve, disapprove, or reduce and then submits the request to the Board of Supervisors.</p>	<p>The Mayor would be able to submit supplemental appropriation requests directly to the Board of Supervisors without originating from the Commissions/departments.</p>

**BOARD OF SUPERVISORS
BUDGET ANALYST**

Current Charter	Proposed Charter
<u>Departmental Accountability</u> The Mayor may only deal with City departments through the Board, Commission or appointed officer of the department.	The Mayor would be granted authority to direct departments.
<u>Speak Before the Board of Supervisors</u> The Mayor can speak before Board or committee meetings.	Same
<u>Acting Mayor</u> The Mayor appoints a Supervisor as Acting Mayor when necessary.	Same
<u>Emergency Powers</u> In public emergency affecting life, health or property, marshals forces to meet the emergency; actions limited to five days unless extended by emergency ordinance.	Same
<u>Vacancies</u> The Mayor fills vacancies in all elective offices.	Same
<u>Measures to Voters</u> The Mayor may submit ordinances or declaration of policy measures to the voters.	Same
<u>Appointing Commissioners</u> The Mayor appoints all commissioners without oversight by the Board of Supervisors, except for confirmation proceedings for appointments to the Redevelopment Commission Housing Authority and Port Commission.	Same except the Supervisors may reject all commission appointments within 30 days and the Mayor would have the authority to remove commissioners except the Port, Civil Service, Asian Art, Fine Arts, Veterans and Performing Arts.

BOARD OF SUPERVISORS
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Current Charter	Proposed Charter
<p><u>Department Head Hiring</u> Commissions hire and fire the directors of City departments.</p>	<p>The Mayor would hire department heads from lists of no less than three qualified candidates provided by the commissions. The Mayor would have the authority to directly fire a department head. In the case of the Police Chief, the Mayor or Police Commission would be able to remove the Chief.</p>
<p><u>Mayor's Term of Office</u> Four year term limited to two successive terms.</p>	<p>Same</p>
<p><u>Mayor Vacancy</u> The president of the Board of Supervisors becomes Acting Mayor until the Board of Supervisors appoints a replacement Mayor.</p>	<p>President of the Board of Supervisors becomes Mayor. To continue to be Mayor, the President of the Board of Supervisors must stand for election occurring at least six months after the vacancy.</p>
<p><u>Chief Administrative Officer (CAO)</u> The Mayor appoints the CAO subject to confirmation by the Board of Supervisors. The CAO has responsibility for the Department of Public Works, Registrar of Voters, the Purchasing Office, and other administrative departments. The CAO serves a ten-year term and may be removed by a two-thirds vote by the Board of Supervisors.</p>	<p>The CAO would be replaced with the position of City Administrator. The Mayor would appoint the City Administrator to a five-year term subject to Board of Supervisors confirmation. The Mayor would be able to remove the City Administrator subject to veto by the Board of Supervisors. The City Administrator would implement the policies of the Mayor and the Board of Supervisors and coordinate administrative activity for all City departments.</p>
<p><u>Controller</u> Appointed for a ten year term and removable only for cause by 2/3 vote of the Board of Supervisors.</p>	<p>Same and the powers and duties are the same.</p>

BOARD OF SUPERVISORS
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Current Charter

Proposed Charter

**Article IV: Executive Branch -- Boards; Commissions
 and Departments**

Boards and Commissions -- Size and Composition

Commissions range in size from five members to 11 members and terms are four years staggered. Registered voters; excludes appointment of youths on commissions or boards; residency in San Francisco required for commissions; in cases of boards created by ordinance, residency requirement can be raised in unusual cases.

Commission sizes and terms would remain the same. The composition would remain the same except youth serve on boards established by ordinance; appointments must be "representative of the communities of interest and diverse populations in the City and County of San Francisco and have representation of both sexes."

Commission Responsibilities

Commission duties and responsibilities range from formulating departmental policy, hiring and firing department heads, setting rates and fees and acting as an appellate body for employee grievances.

The ultimate responsibility for departmental budgets, rate schedules, firing department heads would rest with the Mayor and the Board of Supervisors. Other Commission responsibilities would remain unchanged.

Annual Report

Commissions are not currently required to provide an annual report.

By ordinance, commissions would be required to provide an annual report on its activities.

Rules and Regulations

Commissions adopt rules and regulations.

Commissions adopt rules and regulations consistent with the Charter and ordinances. This would enable the Board of Supervisors to essentially reject or modify an action of a commission by enacting a superseding ordinance.

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Current Charter	Proposed Charter
<p><u>New Charter Commissions</u> The Commission on the Status of Women and the Commission on Aging are not currently in the City's Charter. The Commission on the Environment and the Commission on Housing and Economic Development do not exist.</p>	<p>The proposed Charter would add the Commission on the Status of Women and the Commission on Aging. In addition, the proposed Charter would change the name of the Social Services Commission to the Human Services Commission. Would create the Commission on the Environment and the Commission on Housing and Economic Development.</p>
<p><u>Reorganization of City Departments</u> Departmental reorganization of Charter departments requires voter approval.</p>	<p>City departments could be reorganized by executive order and allowing the Board of Supervisors to reject reorganizations within 30 days.</p>
<p><u>Creation of New Departments</u> Not Applicable</p>	<p>Consolidates environmental functions into the Department of the Environment. The details of these functions would be determined at a later date by the Mayor subject to the approval of the Board of Supervisors. Consolidates the Real Estate Department, Purchasing Department and the Department of Electricity and Telecommunications into the Department of Administrative Services. Merges the Mayor's Office of Housing, the Mayor's Office of Community Development and the Mayor's Business Office into the Department of Housing and Economic Development. Merges the Assessor and the Recorder's Office into the Assessor-Recorder.</p>
<p>Article V: Executive Branch -- Arts and Culture</p>	
<p>This section includes the following arts and culture departments and commissions; the Arts Commission, Asian Art Museum, Fine Arts Museum and War Memorial and Performing Arts Center.</p>	<p>This section would remain the same.</p>

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Current Charter		Proposed Charter	
Article VI: Other Elected Officials			
This section includes the powers and duties of other elected officials which includes the Assessor, the City Attorney, the District Attorney, the Public Defender, the Sheriff and the Treasurer.		The powers and duties of these other elected officials would remain unchanged.	
Article VII: Judicial Branch			
Includes Superior and Municipal Courts, Adult Probation and Juvenile Probation.		The proposed Charter would not change the powers and duties of any of the departments under Article VII: Judicial Branch.	
Article VIII: Education and Libraries			
Includes the Unified School District, the Community College District, the Public Library Commission, and the Law Library.		The proposed Charter would not change the powers and duties of any of the departments under Article VIII: Education and Libraries.	
Article IX: Financial Provisions			
<u>Budget Process</u> The Mayor proposes an annual budget within specified time frames. The Board of Supervisors can only reduce items in the proposed budget except capital, and requires mission-based budget (goals, plans, services to be provided and priorities). Requires an interim and final Annual Appropriation Ordinance.		The Mayor would propose the budget and the Board of Supervisors would be able to increase or decrease the budget as long as there is no overall increase to total spending within each fund. Would also require additional multi-year capital budget information and timelines would be set by ordinance.	
<u>Mayoral Veto</u> The Mayor can line item veto with a possible Board of Supervisors override by a two-thirds vote.		Same	

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Current Charter	Proposed Charter
<p><u>Bonds and Lease Financing</u> Allows for bonds to be issued under State law and local ordinances. Requires voter approval. General obligation bonds are subject to a limitation equal to three percent of the assessed value of all taxable real and personal property. Requires voter approval of revenue bonds and lease financing with certain exceptions.</p>	<p>Would have the same overall controls including voter approval. The detailed provisions would be moved to the City's Administrative Code.</p>
<p><u>Cash Reserves</u> Requires the City to set aside a fund for cash flow purposes equal to 10 percent of the property tax levy.</p>	<p>Same</p>
<p><u>Audit Committee</u> An audit advisory committee is appointed by the Mayor and the Board of Supervisors.</p>	<p>The Board of Supervisors would establish an audit committee comprised of the Board of Supervisors President, two additional board members and the Chair of the Board Budget Committee would serve as ex officio with no vote. The audit committee would maintain a direct and separate line of communication between the Board of Supervisors and the City's independent auditor as well as meet with the independent auditor to review the audited annual financial statement and the auditor's report and recommend appropriate action that the Board of Supervisors should take to implement audit recommendations.</p>
<p>Article X: Personnel Administration</p>	
<p>This section covers personnel administration which includes the Civil Service Commission and the Human Resources Department which includes the recently approved Proposition L (1993) which formed the Department of Human Resources.</p>	<p>The proposed Charter would not change the powers and duties of any of the departments and commissions under Article X: Personnel Administration.</p>

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Current Charter	Proposed Charter
Article XI: Employer-Employee Relations System	
This section establishes employer-employee relations, the Employee Relations Office and the methods of labor negotiating and wage setting as taken from the recently approved Proposition L (1993).	The proposed Charter would not change the employee-employer relations system and would place all of the current wage setting and negotiating systems, disciplinary and exoneration procedures and prevailing wages by incorporating them in the proposed Appendix A-Employment Provisions.
Article XII: Employee Retirement and Health Service Systems	
This Section establishes the Retirement Board/System and the Health Service Board/System.	This section would remain the same except specific sections awarding benefits are moved to Appendix A-Employment Provisions which could not be changed without a charter amendment. The recent addition permitting a retiree to serve on the Retirement Board and Health Service Board would be incorporated in the proposed Charter.
Article XII: Elections	
This section covers the terms of elective offices of four years and specifies when those elections will occur. In addition, includes provisions in runoff elections, special municipal elections and establishes the Registrar of Voters.	Everything would remain the same in this section except the Registrar of Voters would be named the Department of Elections and the Director of Elections would be appointed by the Controller from a list of qualified applicants provided pursuant to Civil Service provisions and maintains Civil Service status.
Article XIV: Initiative, Referendum and Recall	
Provides for voter initiated referendums and recall elections	No changes would be made to this section.

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Current Charter	Proposed Charter
Article XV: Ethics	
Includes provisions for an Ethics Commission, financial disclosure, conflict of interest, penalty for official misconduct, suspension and removal, and dual office holdings.	The proposed Charter would add (1) any non-elected commissioner who seeks elective office must resign the commission post, and (2) bars persons from holding a position with the City while being employed with the State or Federal governments, provided the annual salary for the City position exceeds \$2,500.
Article XVI: Miscellaneous Provisions	
This section includes cable car routes, City acquisition of utilities, Utility Revenue and expenditures, Airport Revenue Funds, California Academy of Sciences, Cultural, Educational and Recreational Appropriations, California Academy of Sciences, Open Space Fund, Children's Fund, Library Preservation Fund, Recreation and Parks; Buildings and Lands, and Franchises.	Article XVI: Miscellaneous Provisions would not be changed in the proposed Charter.
Article XVII: Definitions	
Provides definitions of terms including "business day", "domestic partner" and "elector".	The definitions would not change in the proposed Charter.
Article XVIII: Transition Provisions	
The current Charter does not include this section.	This section would contain transition provisions that, once implemented, would be stricken from the Charter. This section transfers 108 sections from the 1932 Charter to the City's Administrative Code that are procedural in nature.

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Current Charter	Proposed Charter
<u>Initiative Ordinances</u> Initiative ordinances are attached to the current Charter.	Initiatives ordinances would not be attached to the proposed Charter, but included in the City's Administrative Code.
<u>Revision of Rules and Regulations</u> Not applicable	Following adoption of the proposed Charter departments would review their rules and regulations and revise, if need be, to conform with the proposed Charter.
<u>Protection of Incumbent Officers and Employees</u> Not applicable	Would protect the Civil Service rights of all officers and employees in cases where the proposed Charter would provide for changes or transfer of functions.
<u>Changes in Offices and Positions</u> Not applicable	This section would clarify the roles and protects the incumbency rights, of certain officers (i.e. CAO becomes the City Administrator; Controller's term would continue; The Clerk of the Board would retain his Civil Service rights; the General Manager of Social Service would become the Director of Human Services; the incumbent County Clerk-Recorder would maintain his civil service status when the office is merged with the Assessor's Office.
<u>Provisional Appointments</u> There are some City employees who have provisional appointments. According to the Civil Service Commission, there are currently approximately 2,000 provisional appointments. Provisional appointments mean an employee can have a job provided that employee passes the Civil Service exam. Because of their status, these employees do not receive retirement benefits or step pay increases.	This section would create a system to make provisional City employees permanent within five years after the passage of the proposed Charter.

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**Effect on the Cost
of Government:**

The Controller reports that the proposed new Charter would neither increase nor decrease the cost to City government.

Comments:

1. The proposed consolidation of the Real Estate Department, Purchasing Department and the Department of Electricity and Telecommunications into the Department of Administrative Services could result in savings to the City if the various administrative positions and functions are merged and positions are eliminated. The proposed Charter does not indicate how the consolidation would be implemented. Similarly, there would be savings to the City associated with the consolidation of the Mayor's Office of Housing, Office of Community Development and Business Office into the Department of Housing and Economic Development if the various administrative positions and functions are merged and positions are eliminated. Finally, the proposed Department of the Environment could also result in savings to the City if the various administrative positions and functions are merged and positions are eliminated.

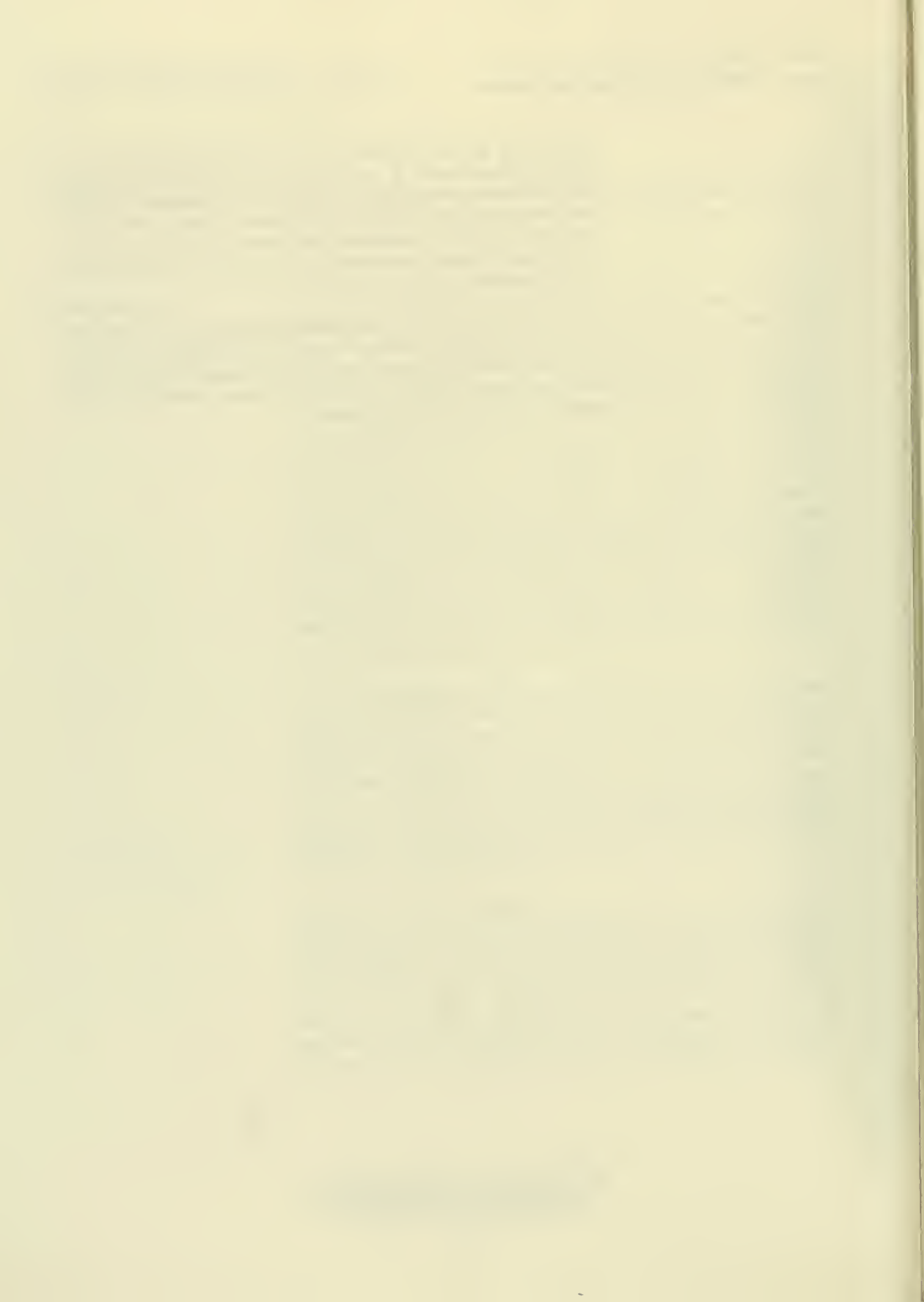
2. As previously noted, provisional employees do not receive retirement benefits. As a result, there would be a cost to the City associated with providing retirement benefits to these employees who currently have provisional employment status but, under the proposed Charter, could become permanent within five years after passage of the proposed Charter. Becoming permanent requires Civil Service to conduct an exam and the incumbent to pass the exam.

According to Ms. Kate Favetti of the Civil Service Commission, there are approximately 2,000 provisional City employees. At an average annual salary of \$50,000 and the City's current retirement contribution rate of 5.39 percent, the maximum increased cost to the City to make these provisional employees permanent would be approximately \$5,390,000 (2,000 employees x \$50,000 average salary x 5.39% retirement contribution rate).

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According to Mr. Wendall Pryor of the Department of Human Resources, it is the policy of the Civil Service Commission to conduct exams in a timely manner to limit the number of provisional employees. Thus, even if the proposed Charter were not approved by the voters, the City would incur increased cost associated with making provisional employees permanent.

3. A proposed Charter Amendment (Item 5 File 264-94-1 of this report) which would eliminate technical, procedural and obsolete language by transferring it to the City's Administrative Code would be superseded by this proposed Charter Amendment.



Item 4 - File 97-94-1.1

Item: Ordinance suspending the requirements of San Francisco Administrative Code Sections 5.79 and 5.80 and any other law requiring the legal text of a measure to be printed in the voter information pamphlet, with respect to any Charter revision measure submitted at the November 8, 1994 election.

Description: The proposed ordinance would suspend existing local requirements to print the legal text of Charter revision measures submitted at the November 8, 1994 election. County Registrar of Voters Ms. Germaine Wong states that the measure would permit her office to avoid printing the text of the proposed 1994 Charter Revision, which has been submitted to the Board of Supervisors for placement on the November ballot.

Ms. Wong estimates that the text of the proposed 1994 Charter Revision would be at least 35 pages long, assuming the Registrar of Voters uses the standard page and type size for the voter information pamphlet. Ms. Wong advises that the total cost of translation, typesetting, printing and postage for 35 pages would be approximately \$2,000 per page, or a total of at least \$70,000. Ms. Wong advises that the printing cost might be reduced if a larger than normal voter information pamphlet was produced.

If the proposed ordinance is approved, the Registrar of Voters would still be required to print the legal text of all Charter Amendments that appear on the November ballot, but will provide only a summary of the proposed 1994 Charter Revision.

Comments:

1. Ms. Wong advises that, although the Ballot Simplification Committee provides 300-word summaries of typical ballot measures, she expects that the summary of the proposed 1994 Charter would be five to ten pages long.
2. Ms. Wong states that she supports the proposed ordinance, not only because of the cost savings, but also because the length of the legal text of the proposed 1994 Charter would render the voter information pamphlet so long that voters might get discouraged from reading the pamphlet.

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3. Mr. Randy Riddle of the City Attorney's Office states that he has consulted with the Secretary of State's Office, which advises that the State Elections Code does not require that the legal text of ballot measures be printed in the voter information pamphlet. Mr. Riddle does not anticipate that the City would encounter significant legal problems if the proposed ordinance is approved. However, Mr. Riddle advises that City Charter Section 9.112 states that whenever a measure is required by Charter to be submitted to the voters, the Registrar will print the measure in pamphlet form and mail it to the voters. Mr. Riddle states that State law, rather than the City Charter, requires that Charter Revisions be submitted to the voters, so Charter Section 9.112 does not require that the legal text of Charter Revisions be printed in pamphlet form and mailed to the voters.

4. Mr. Buck Delventhal of the City Attorney's Office reports that the full text of the last Charter revision proposal was printed in the voter information pamphlet for the November 4, 1980 election. The text of the proposed 1980 Charter revision was printed in the first volume of a two-volume voter information pamphlet that was mailed to the voters prior to that 1980 election.

Ms. Wong advises that the text of the proposed 1980 Charter Revision was printed in regular type size, rather than legal text size, in order to make it easier to read. However, Ms. Wong states that, if the full text of the proposed 1994 Charter Revision was printed in regular type size it would be approximately 100 pages long, rather than 35 pages long. This would cost up to \$200,000, rather than \$70,000.

Recommendation:

Approval of the proposed ordinance is a policy matter for the Board of Supervisors.

Item 5 - File 264-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

**Proposed Ballot
Measure:**

Charter Amendment

Draft:

Second Draft

Sections Affected:

Transfer from the Charter of the City and County of San Francisco to the San Francisco Administrative Code of Sections 3.302, 3.304, 6.201, 6.302, 6.309, 6.310, 7.205, 7.602, 7.603, 7.604, 7.605, 7.606, 7.702, 8.101, 8.410, and 8.411.

Deletion of Charter Sections 3.643, 6.412, 8.405 (g) (h) and (i), 8.408, 8.512, 8.517-2, 8.518, and 8.541.

Amendment to Charter Sections 2.100, 3.100, 3.300, 3.400, 3.401, 3.402, 3.403, 3.404, 3.405, 3.510, 3.534, 3.580, and 3.630.

Description:

The proposed Charter Amendment would eliminate technical, procedural and obsolete language from the City's Charter by transferring certain sections of the Charter to the City's Administrative Code and by repealing or amending certain other Charter sections.

Transfers from the Charter to the Administrative Code:

• **Section 3.302 - Controller's Reports**

The Controller shall prepare annual and quarterly financial reports for the Mayor, the Board of Supervisors and the Chief Administrative Officer.

• **Section 3.304 - Custody and Examination of Bonds**

The Controller shall be the custodian of all official bonds and must examine all such bonds, investigate the sufficiency and solvency of the sureties on such bonds, and report such facts to the Mayor. The Mayor shall be the custodian of the Controller's bond.

• **Section 6.201 - Form of Budget Estimates**

All City department's proposed budgets shall include estimates of the total expense of operating the department, expenditures for the last fiscal year and for the first six months of the current fiscal year, projected expenditures for the last six months of the current fiscal

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year, reasons for proposed budget increases or decreases, and a schedule of positions and compensations.

- Section 6.302 - Encumbrances (Paragraphs 1, 2, 4, and 5 only)

The Controller shall keep accounts of revenue and expense appropriations, showing the amounts authorized, the amount drawn thereon, encumbrances, and the unencumbered balance. The Controller shall keep records of all certifications that sufficient unencumbered funds are available for an expenditure, and such certified amounts shall thereafter be considered encumbrances.

- Section 6.309 - Clearing House Representative

The City may designate a bank to be the clearing house representative for the City.

- Section 6.310 - Custody of Monies and Securities

The Board of Supervisors shall by ordinance provide for the safe custody of all money and property in the possession or under control of the treasurer. Monies and securities shall be deposited in a joint custody safe with two combination locks.

- Section 7.205 - Contract Procedure by Ordinance

The Board of Supervisors shall by ordinance establish the necessary procedure for the advertisement of bids, the award of contracts, the supervision of contract work, the acceptance of contract work upon completion, and the securities to be provided upon the filing of bids and upon award of the contract.

- Section 7.602 - Use of Patented Pavement

The manufacture and use of patented pavement by a City contractor or employee must be authorized by the owner of the patent. Patented pavement is a certain mixture of pavement that has been patented.

- Section 7.603 - Special Assessment Projects

The Board of Supervisors shall establish a public improvement revolving fund to be used solely for the purpose of financing public improvements, to be paid for by proceeds from special assessments against the property deemed to be benefited.

- Section 7.604 - Sewer, Water and Other Connections

The Director of Public Works has the authority (a) to order the laying of sewer, water, gas and other mains, conduits or connections, and (b) to ensure that

excavations, fences, embankments or grades on private property be put in such a condition as to insure the safety of the public.

- Section 7.605 - Defective Sidewalks

If a defect to any portion of a sidewalk remains unremedied because of the negligence of the Director of Public Works, the Director of Public Works is liable to any party injured as a result of that defect.

- Section 7.606 - Spur Tracks

The Director of Public Works shall grant spur track permits in all cases in which the spur track is to be located in a heavy industrial zone, provided that the spur track shall not interfere with the public use of the streets affected.

- Section 7.702 - Hours of Public Offices

All public offices shall be open from 8:30 a.m. until 5:00 p.m. everyday except legal holidays, unless specified otherwise by ordinance.

- Section 8.101 - Surety Bonds

Officers and employees as specified by ordinance must give bonds in such amounts as required by ordinance, provided that the minimum amount of the bonds to be furnished by the Controller and the Tax Collector be \$100,000 each, and by the Public Administrator and the County Clerk \$50,000 each. The Board of Supervisors shall by ordinance provide the terms, form and conditions of all such bonds and the sureties on such bonds.

- Section 8.410 - Reimbursement of Expenses

Traveling and payment of expenses associated with the discharge of duties shall be authorized only by ordinance.

- Section 8.411 - Payment for Repair or Replacement of Equipment

The Board of Supervisors may provide by ordinance for the payment of the costs of replacing or repairing equipment, property, or prostheses of any uniformed officer or employee of the Police Department, Fire Department, Sheriff's Office or Municipal Railway, when any such items are damaged in the line of duty without fault of the employee.

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Deletions from the Charter:

- Section 3.643 - California Academy of Sciences - Reports

This Section provides that the Academy of Sciences will file a statement of expenses and income each year in connection with the use and operation of each of its buildings for the last fiscal year. The proposed Charter Amendment would repeal this Section because the Academy of Sciences is already required to provide such information in its annual budget.

- Section 6.412 - Sales and Use Taxes

Section 6.412 states that the Board of Supervisors has the power to enact an ordinance that will be in accordance with the provisions of Part 1.5 of Division 2 of the State's Revenue and Taxation Code, insofar as Part 1.5 of Division 2, as amended, provides for uniform local sales and use taxes. This Section would be eliminated because it is redundant, as the Board of Supervisors has this authority even without Charter Section 6.412.

- Section 8.405 - Salaries of Uniformed Forces in the Police and Fire Departments (Subsections (g), (h) and (i) only)

The proposed Charter Amendment would repeal Charter Section 8.405 (g), (h), and (i), which pertain to fixing the rates of pay for Police Officers and Firefighters in FY 1986-87, since these subsections are now obsolete.

- Section 8.408 - Pay Freeze and Reduced Work Week for Fiscal 1988-89

This Section provides that no compensation increases shall be granted or authorized for specific City officers and employees for FY 1988-89. In addition, Section 8.408 states that appointing officers and employees may agree mutually to permit employees to work reduced hours at any time during FY 1988-89. This Section would be deleted because it is obsolete.

- Section 8.512 - Relinquishment of Certain Retirement Allowances

The proposed Charter Amendment would repeal Section 8.512, which states that any member of the State Teachers' Retirement System whose retirement was effective between June 30, 1955 and May 1, 1957 may choose to relinquish his right to a retirement allowance from the City, if the Retirement System is notified by May

1, 1957. This Section would be eliminated because it is obsolete.

- Section 8.517-2 - Early Service Retirement

According to this Section, an early retirement incentive shall be available to certain employees who retire between February 1, 1992 and March 31, 1992. This Section would be eliminated because it is obsolete.

- Section 8.518 - Hearing Officer

Section 8.518 provides that any application for disability leave, disability retirement, or death allowance shall be heard by a qualified and unbiased hearing officer, who will determine whether such application shall be granted or denied. According to the Author's Office, this Section would not be repealed but would be amended to delete the last sentence, which states that the provisions of this Section are to become operative on October 1, 1980, since it is now obsolete.

- Section 8.541 - Salary Base, for Retirement Purposes, of Former Rank of Corporal of Police

This Section provides that, for purposes of the Retirement System, the monthly salary attached to the former rank of corporal in the Police Department shall be equal to the maximum monthly salary attached to the rank of Police Officer, plus three-fourths of the difference between such amount and the monthly salary attached to the rank of Sergeant. The proposed Charter Amendment would repeal this Section because the Corporal rank no longer exists in the Police Department.

Amendments to the Charter:

- The proposed Charter Amendment would amend Sections 2.100, 3.100, 3.400, 3.401, 3.402, 3.403, 3.404 and 3.405, by eliminating the requirement that the Mayor, the Assessor, the City Attorney, the District Attorney, the Public Defender, the Sheriff, the Treasurer, and members of the Board of Supervisors execute an official bond in a specified amount upon their appointment or election to a City office. These provisions would be deleted because the dollar amounts are now outdated and because the Charter currently authorizes the Board of Supervisors to determine the amounts of such bonds by ordinance.

- Charter Section 3.300, Controller - Appointment, Qualifications, and Term of Office, states that persons

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appointed and qualified as Controller after November 8, 1988 shall serve a term of office of up to ten years. The proposed Charter Amendment would delete the November 8, 1988 date since it is now obsolete.

- Charter Section 3.510, Government Services, Purchasing, Real Estate, Public Works, Electricity, County Agricultural Department, Coroner's Office, and Convention Facilities Management, contains a provision stating that if, in the election of November 6, 1984, two or more propositions amending Section 3.510 of the Charter receive the number of votes necessary for their adoption, the City Attorney shall incorporate their provisions into one section. The proposed Charter Amendment would delete this provision since it pertains only to the November 1984 election and is therefore obsolete.

- Charter Section 3.534, Inspectors, provides that Police Officers and Sergeants who have been appointed to the rank of Assistant Inspector shall be reclassified to the Assistant Inspector classification in the FY 1971-72 Annual Appropriation Ordinance and Annual Salary Ordinance. Since this provision applies only to FY 1971-72, it is obsolete and would be deleted.

- Charter Section 3.580, Port Commission Composition, and Charter Section 3.630, Establishment of Asian Art Commission, contain provisions designating who the initial members of the Port Commission and Asian Art Commission shall be. The provisions regarding the initial composition of the Asian Art and Port Commissions are no longer relevant and would be deleted by the proposed Charter Amendment.

**Effect on the Cost
of Government:**

The Controller's Office that the proposed Charter amendment would not result in any increase to the cost of government.

Comments:

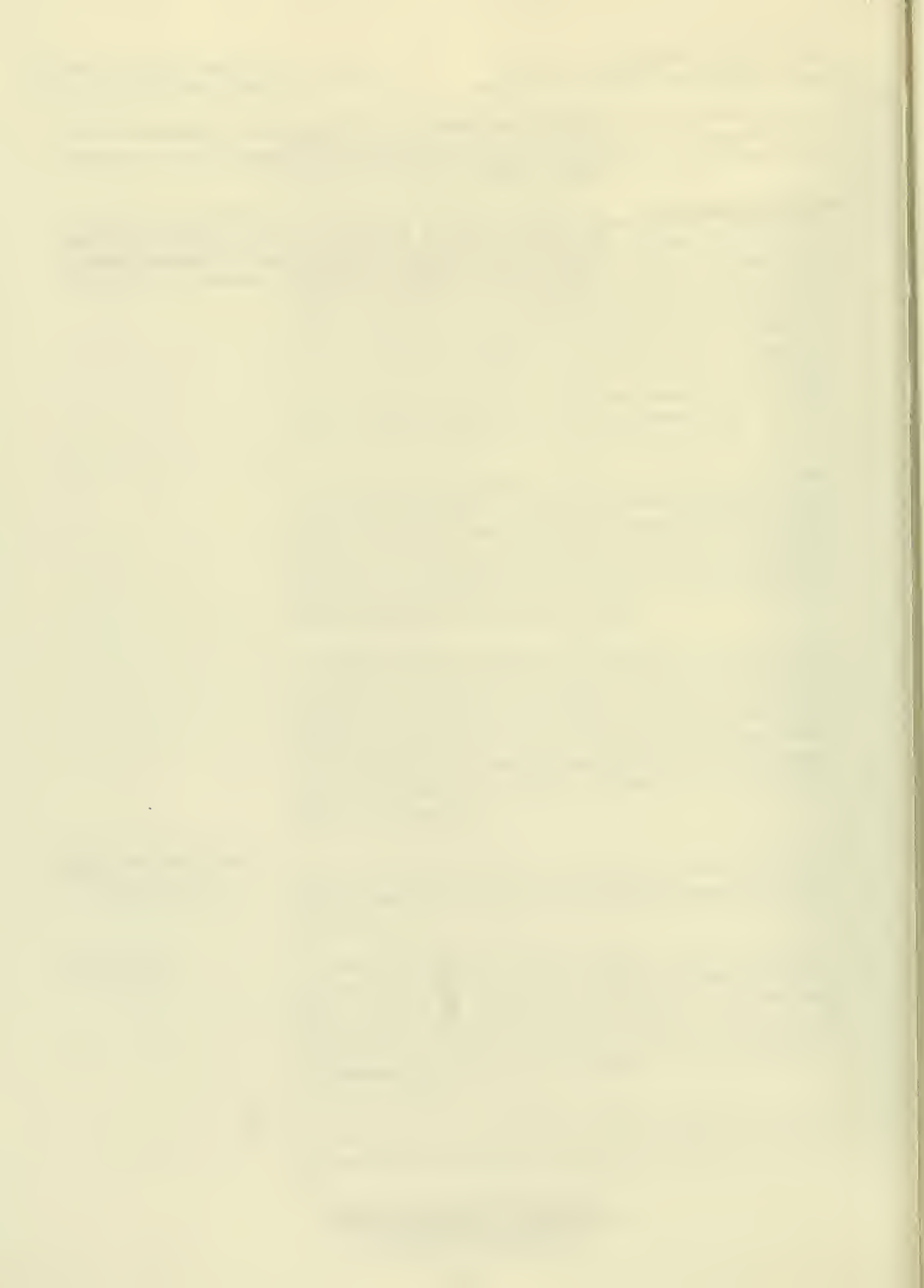
1. The City Attorney's Office advises that the purpose of the proposed Charter Amendment is to streamline the City's Charter by removing all procedural and technical detail and transferring such detail to the City's Administrative Code. In addition, the proposed Charter Amendment would make the Charter more readable and understandable.

2. Item No. 3 (File 261-94-1) of this report is a Charter Amendment that would repeal the 1932 Charter and

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enact a new Charter. Such legislation, if approved by the Board of Supervisors, would supercede this proposed Charter Amendment (File 264-94-1).

Recommendation: Amend the proposed legislation by including a provision to amend Charter Section 8.518 by deleting the last sentence, rather than repealing all of Charter Section 8.518, as the proposed Charter Amendment currently provides.



Item 6 - File 259-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

Proposed Ballot Measure:

Charter Amendment

Draft:

Second Draft

Section Affected:

The proposed Charter Amendment would amend the Charter to add Section 8.400-2, relating to wages, hours and terms and conditions of employment for a Senior Executive Management Corps.

Description:

The proposed Charter Amendment would require the Mayor, in consultation with the Board of Supervisors and the Civil Service Commission, to designate, by July 31, 1996, all elected officials, department heads and management level officers and exempt employee positions (and any other classifications deemed appropriate), as a Senior Executive Management Corps. Terms and conditions of employment for members of the Senior Executive Management Corps would be determined by an ordinance to be approved by the Board of Supervisors no later than July 31, 1997, subject to the following specifications:

- No member would be entitled to receive payment or compensatory time off for time worked in excess of a normal work day or work week. Currently, exempt management employees and department heads can receive compensatory time off with the approval of their appointing officer.
- Salary increases would be based on demonstrated performance criteria. Currently, salary increases are determined for members of the Management Collective Bargaining Unit by formula from surveys of comparable positions in other jurisdictions and private sector employment.
- The ordinance would establish procedures for setting terms of employment that recognize and reward increased efficiencies and improved levels of service.
- Whenever positions classified as members of the Senior Executive Management Corps become vacant, salaries and benefits would be reevaluated. Such reevaluation could

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result in lower salary and benefit for any position when it becomes vacant. As noted above, currently salaries are established by formula, and would only be reevaluated in the context of annual salary surveys.

- The appointing officer would be allowed to award up to ten days of paid administrative leave per year to members of the Senior Executive Management Corps who demonstrate superior performance. There is currently no provision for rewarding superior performance with paid leave.

**Effect on the Cost
Of Government:**

Mr. John Madden of the Controller's Office advises that the Controller has not yet analyzed the fiscal impact of the proposed Charter amendment.

The proposed Charter Amendment could either increase or decrease the cost of government, depending upon how it was implemented. For example, if merit pay was allocated from an annual merit pay appropriation, the size of that appropriation could be higher or lower than the cost of determining increases based on formulas and classification steps.

Comments:

1. Mr. Wendell Pryor of the Human Resources Department (HRD) states that the Senior Executive Management Corps would cover 500 to 600 City employees. Mr. Pryor advises that most, but not all, of these employees are now members of the Municipal Executives' Association (MEA). Mr. Pryor reports that the HRD plans to conduct a classification study of the management/supervisory group during FY 1994-95. When that study is complete, Mr. Pryor states that the City will have more reliable data on which employees would belong in a Senior Executive Management Corps, if the proposed Charter amendment is approved.

2. Mr. Pryor suggests that the definition of exempt should refer specifically to employees who are exempt from the Federal Fair Labor Standards Act (FLSA) provisions requiring compensation for overtime work. As currently written, the proposed Charter amendment does not define "exempt employees."

3. Mr. Pryor states that he agrees with the purpose of the proposed Charter Amendment in concept, as a way to develop a sense of management ethic, and to create positive incentives for management. Mr. Pryor also supports the idea of recognizing that management compensation may

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need to be different from rank and file compensation packages, because many management jobs have relatively unique requirements. However, Mr. Pryor does have concerns about aspects of the proposed Charter amendment.

4. Mr. Pryor states that he is concerned about the provision of the proposed Charter amendment that would permit a reduction of salary or benefits upon reevaluation of a position when it becomes vacant, but would not explicitly permit an increase in salary or benefits upon reevaluation of the position. Mr. Pryor advises that one reason a position might become vacant is that the compensation might be too low to enable the City to retain a good employee.

5. Mr. Pryor advises that it is a fairly common practice for municipalities to determine compensation of management employees based on merit. Mr. Pryor suggests that one possible procedure for implementing this provision of the proposed Charter amendment would be for the Mayor to propose and the Board of Supervisors to appropriate an annual merit pay budget, and set guidelines for how it would be expended to increase compensation based upon demonstrated performance criteria. Mr. Pryor also states that many cities have a provision similar to the one in the proposed Charter amendment that provides for rewarding superior performance with paid leave.

6. Because the proposed Charter amendment would change the way compensation is determined for employees who would be designated as part of the Senior Executive Management Corps, Mr. Buck Delventhal of the City Attorney's Office states that the City would have to meet and confer with the Municipal Executives' Association and other appropriate bargaining units prior to placing the proposed Charter amendment on the ballot.

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Recommendations: Based on advice of the City Attorney's Office, because the proposed Charter amendment would change the way compensation is determined for employees who would be designated as part of the Senior Executive Management Corps, if the Board of Supervisors wishes to proceed with the proposed Charter amendment, the Human Resources Department should be directed to meet and confer with the Management Employees' Association (MEA) and other appropriate bargaining units prior to placing the proposed Charter amendment on the ballot.

Item 7 - File 260-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

Proposed Action: Charter Amendment

Draft: Second Draft

Section Affected: The proposed Charter Amendment would amend Article VIII, The Rights and Obligations of Officers and Employees, by adding Section 8.517-3 thereto, relating to the enactment by the Board of Supervisors of early retirement ordinances.

Description: This Charter Amendment would enable the Board of Supervisors to enact, by a vote of three-fourths of its members, early retirement ordinances for all active members of the Employee Retirement System (ERS). Any such ordinance would not apply to members of the State Public Employees Retirement System (PERS) or temporary employees that are not members of any retirement system.

The proposed Charter Amendment allows the Board of Supervisors to enact early retirement ordinances with the following features and restrictions:

1. The ordinance may provide an incentive for retirement for members by increasing members' age and/or credited service for retirement qualification and benefit computation purposes, or by enhancing any other pension benefit provision. For vesting purposes, the benefit may be increased by as much as 50%, and a minimum of five years of actual earned credited service is required.
2. The ordinance may only apply to members of the retirement system who retire during designated periods from July 1, 1995 - June 30, 1996.
3. The Board of Supervisors must certify that it is enacting an early retirement program due to mandatory transfers, layoffs, and/or demotions that constitute at least three percent of the City employee workforce during that fiscal year.
4. The Board of Supervisors can limit the early retirement program to specified departments, job classifications or other organizational units.

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**Effect on the Cost
of Government:**

The proposed Charter Amendment has no fiscal impact. It is enabling legislation, empowering the Board of Supervisors to enact early retirement ordinances with a three-fourths vote.

In the event the Board of Supervisors was to enact an early retirement ordinance, the Board would be required, under this Charter Amendment, to secure an actuarial report of the cost and effect of the ordinance from the Employee Retirement System (ERS), and a cost report from the Controller.

Comments:

1. This proposed Charter Amendment is similar to Section 8.517-1 added to the Charter in June, 1988. The prior amendment was also enabling legislation, but differed from the proposed Charter Amendment in the following ways:

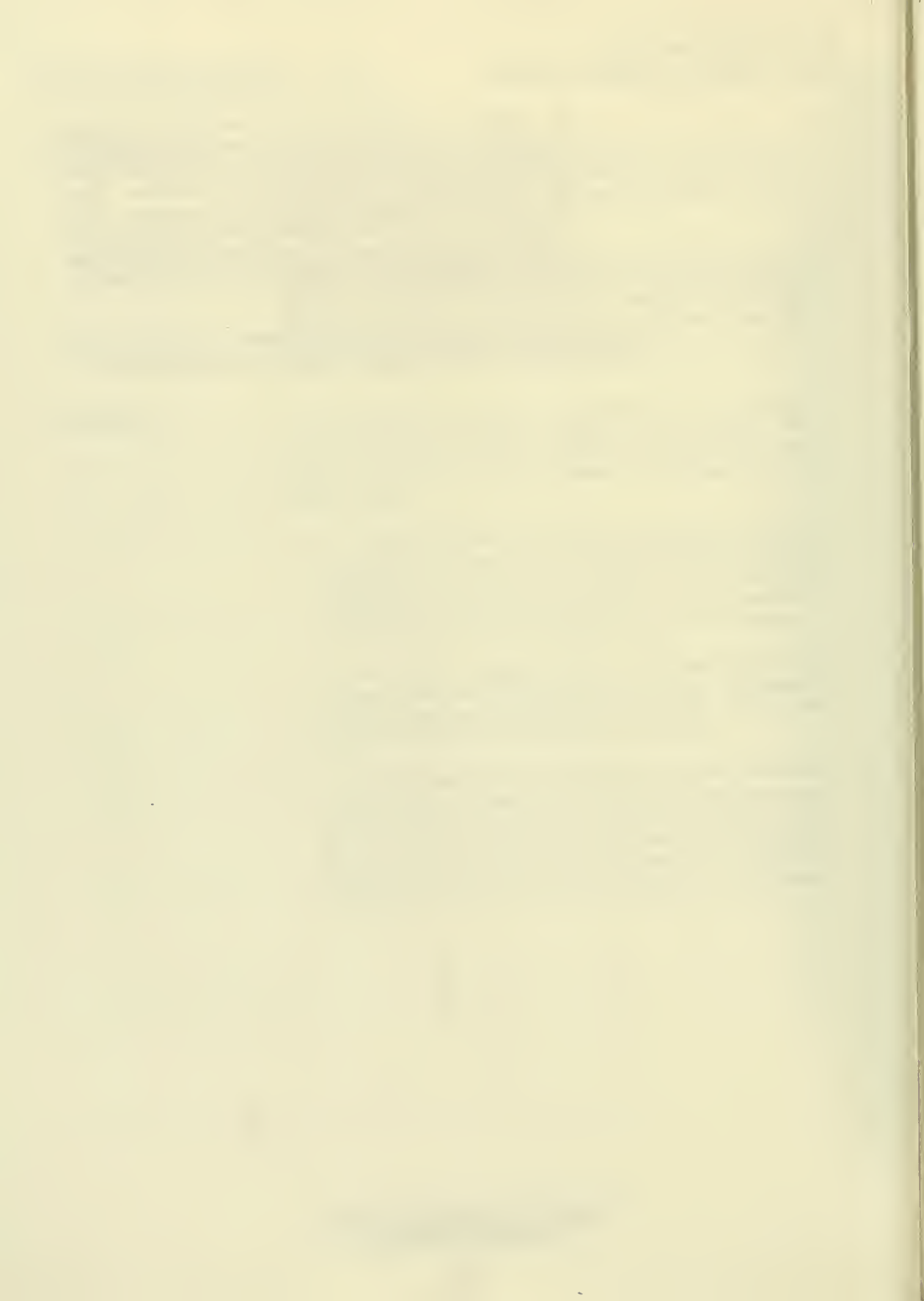
a) The previous amendment specified that an ordinance could increase a member's credited service by two years. The proposed Charter Amendment does not specify a maximum or minimum age or credited service increase the Board of Supervisors could enact.

b) For vesting under Sections 8.509 and 8.584, the proposed Charter Amendment states that the benefit may be increased by as much as 50%. The prior amendment did not specify these parameters.

c) The proposed Charter Amendment allows the Board of Supervisors to limit early retirement ordinances to specific departments, units or job classifications, while the previous amendment only allowed the Board to limit ordinances to members who waived or deferred their right to cash payment for unused accumulated sick leave.

d) Both the prior and the proposed Charter Amendment require the Board of Supervisors to obtain an actuarial report from ERS and a cost report from the Controller prior to enacting any ordinance. The prior amendment also requires that the cost reports must certify that the ordinance will effect a cost savings to the City and County over the next two years. This cost saving requirement is not included in the current Charter Amendment.

2. The Budget Analyst recommends that this cost savings requirement be added to the proposed Charter Amendment.



Item 8 - File 262-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

Proposed Ballot Measure:

Charter Amendment

Draft:

First Draft

Sections Affected:

Addition of Section 8.500-2, relating to domestic partner benefits.

Description:

Currently, when a member of the Retirement System dies, a continuation of a portion of that member's pension benefit may be paid to a qualified survivor of that member. Members may choose from different benefits packages at the time they retire. In most cases, the Retirement System pays 50 to 75 percent of a member's pension as a continuation to qualified survivors. According to the Retirement System, most pension plans require the member to pay for a continuation to qualified survivors, usually by a reduction in pension benefits during their lifetime. However, the City's Retirement System provides these continuations to qualified survivors at no cost to the member.

Under the current rules, qualified survivors can only be spouses or minor children. (Dependent parents and dependent children also qualify for Police and Fire Department active or retired members only.) The proposed amendment to the Charter would expand the definition of qualified survivors to include a domestic partner. This amendment would allow a domestic partner to receive a continuation of a portion of his or her partner's pension benefits, at no cost to the member. (As noted above, members of retirement systems typically must pay for a dependent continuation, usually by a reduction in pension benefits during their lifetime.) In order to qualify, the domestic partnership would have to have been established at least one year before retirement or the death of an active member, and must be in place when the member dies.

The proposed Charter Amendment would also provide health benefits to domestic partners. Currently, qualified dependents receive a continuation of the health services subsidy (anticipated to be \$178 per month as of July 1, 1994, for most employees) in the event that the member

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dies. This proposed Charter Amendment would expand the definition of qualified dependents to include domestic partners.

Under the proposed Charter Amendment, a domestic partner may only be defined as a qualified survivor if the domestic partnership agreement is made at least one year prior to an active member's retirement or death. Also, the domestic partnership agreement must be registered with the County Clerk (see Comment 5). These requirements parallel spousal requirements: marriages must take place at least one year prior to an active member's retirement or death to qualify as survivors, and marriages must be registered with the County Clerk (or a similar County agency outside of San Francisco).

**Effect on the Cost
of Government:**

Based on the most recent data provided by Mr. Kieran Murphy, Actuary for the Employees Retirement System, the estimated on-going cost of this Charter Amendment for pension benefits would be \$2.1 million per year for 20 years, increasing with salaries and inflation, and \$1 million per year after 20 years, increasing with salaries and inflation. Mr. Murphy estimates that the cost over the next 30 years is approximately \$37 million on a present value, lump sum basis (see Comment 1 for the basis of this estimate).

Based on data provided by Mr. Randall Smith of the Health Services System, the estimated on-going cost of this Charter Amendment for health benefits is \$91,848 per year. (See Comment 2 for the basis of this estimate.)

Comments:

1. The above estimated cost of pension continuations, at \$2.1 million per year for 20 years, increasing with salaries and inflation, and \$1 million per year after 20 years, is based on the following assumptions:

a. That approximately 6 percent of the workforce will be in a domestic partnership agreement when they retire. The Retirement System previously estimated that 12 percent of the City's workforce would be in a domestic partnership when they retire, based on a survey conducted in 1990 by the Mayor's Task Force on Family Policy, which showed that 12 percent of City employees had a domestic partner. Mr. Murphy reports that the Retirement System's estimate has been revised downward based on re-analysis of the survey data which showed that only 6 percent, rather than 12 percent, of the City's

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workforce had a domestic partner. Based on this re-analysis, the Retirement System now estimates that approximately 6 percent (rather than 12 percent) of the City's workforce would be in a registered domestic partnership at retirement.

The survey by the Mayor's Task Force on Family Policy identified the percentage of City employees who had a domestic partner, regardless of whether these employees had registered their domestic partnership with the City. The assumption that the revised estimated 6 percent of the City's workforce that had a domestic partner, based on the survey data, will actually enter into a qualified domestic partnership agreement, as estimated by the Retirement System, may overstate the costs of the proposed Charter Amendment;

b. That individuals will not register as domestic partners simply to gain additional benefits;

c. Standard valuation assumptions and projections.

2. The above estimated cost for health care subsidies is based on the assumption that:

a. Of the 427 registered domestic partners in the Health Care System, only half, or 214, are registered with the County Clerk, in conformance with the requirements of this Charter Amendment;

b. Of the remaining 213 registered domestic partners, 40 percent or 85 would request that their partner receive health care benefits. This parallels the Health Care System membership in general, since, for most groups of employees, 60 percent are medically single and 40 percent list a qualified survivor;

c. Of the 85 who would request that their partner receive health care benefits, half will outlive their partners.

3. According to Mr. Murphy, few retired members were domestic partners for at least a year at the time they retired. Therefore, the immediate costs of this proposal would not be significant.

4. A retired or active member may currently provide a pension continuation to any beneficiary, including a domestic partner, as long as the member pays for that continuation in full him- or herself, with no contribution

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from the Retirement System. As noted above, the City's Retirement System currently provides continuation benefits to qualifying survivors at no cost to the member.

5. A domestic partnership may currently be established either at the County Clerk or by a notary public. The requirement that the partnership must be registered with the County Clerk would make it easier for the City to verify a partnership, according to Mr. Dan Maguire of the City Attorney's Office.

6. The proposed Charter Amendment provides that a "monthly allowance" equal to what would otherwise be payable to a surviving spouse shall be paid to the surviving domestic partner, until the surviving spouse remarries, establishes a new domestic partnership, or dies. The City Attorney recommends that the word "retirement" be added to the proposed Charter Amendment to provide additional clarity, so that the proposed Charter Amendment provides that a "monthly retirement allowance" be provided.

Item 9 - File 239-94-1

Note: This item was continued by the Rules Committee at its meeting of June 21, 1994.

Proposed Action: Charter amendment to establish the Office of Senior Escort Services within the Police Department and to maintain a staffing level of at least 42 Crime Prevention Workers.

Draft: First

Section Affected: Section 3.530-4 would be added to the Charter.

Description: 1. The Charter amendment would specify that the Office of Senior Escort Services and such clerks and employees as shall be necessary, would be established within the Police Department.

2. Section 3.530-4 would be added to provide that the following actions would become the power and duty of the Police Commission.

- To appoint a Director of the Office of Senior Escort Services.
- To include in the Office of Senior Escort Services a total of at least 42 Crime Prevention Workers to provide senior transport, escort and crime prevention services.
- To assign the Office of Senior Escort Services to duties including but not limited to: a) transportation and provision of protective escort services for seniors over 60 years of age to appointments at government, medical, social services, and neighborhood facilities; b) assignment of Crime Prevention Workers to foot patrols in high crime areas to provide escort services, if needed, and crime prevention monitoring; c) provision of educational information to senior citizens on crime prevention and personal safety; and, d) provision of information about social services to senior citizens and referrals to appropriate resources.

Effect on the Cost of Government: An additional cost of \$1.2 to \$1.3 million annually more than the level of staffing currently funded in the proposed Fiscal Year 1994-95 budget.

Comments: 1. The proposed budget of the Office of Senior Escort Services in the 1994-95 Police Department budget, as recommended by the Mayor, provides for employment of 23 employees; a Director and 22 Crime Prevention Workers (one Senior Crime Prevention Worker and 21 Crime Prevention Workers). Additional, non-personnel costs are primarily for radio operations and maintenance and transportation costs.

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As shown in the table below, the proposed expenditure budget for 1994-95 is \$1,206,929.

2. The proposed Charter amendment would mandate an increase of 20 in the number of Crime Prevention Workers and permit the employment of additional "clerks and employees as shall be necessary". The Budget Analyst has developed a hypothetical cost comparison, as shown in the table below, based on the increase of 20 Crime Prevention Workers, the restoration of two clerical positions that were formerly in the Senior Escort budget, for a total staffing increase of 22 positions, and proportionate increases in non-personnel costs. This table shows that, based on this staffing configuration, the increased potential cost of the proposed Charter amendment would equal \$1,234,800. The Office of Senior Escort Services is totally supported by the General Fund.

	1994-95 Budget	Potential Cost of Charter Proposal	Increase
No of Employees	23	45	22
Personnel Costs			
Miscellaneous Salaries	\$ 817,539	\$ 1,654,061	\$ 836,522
Overtime	8,100	16,388	8,288
Premium Pay	5,500	11,000	5,500
Mandatory Fringe Benefits	<u>177,577</u>	<u>359,277</u>	<u>181,700</u>
	1,008,716	2,040,726	1,032,010
Non Personnel Costs	<u>198,213</u>	<u>401,003</u>	<u>202,790</u>
Total	\$ 1,206,929	\$ 2,441,729	\$ 1,234,800

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Item 10 - File 271-94-1

**Proposed Ballot
Measure:**

Charter Amendment

Draft:

Third

Section Affected:

Section 3.720 (new section)

Description:

The proposed Charter Amendment would add a new section to establish a Youth Commission. The proposed Youth Commission would advise the Mayor, the Board of Supervisors and other City departments on issues relating to youth.

The proposed Youth Commission would include student representatives from public and private high schools and colleges and youth representatives from organizations that provide services to youth that are most at-risk and from historically underrepresented San Francisco communities. Youth Commission members would be under 21 years of age and would be exempt from Charter Section 8.100 that requires members of City commissions to be electors of the City and County of San Francisco.

According to the proposed Charter Amendment, the Youth Commission members would be appointed by and serve at the pleasure of the Board of Supervisors. The proposed Charter Amendment states that the Board of Supervisors shall have the power to adopt ordinances to interpret, implement and administer this new (proposed) Charter Section including the power to set the number of Youth Commission members, appointing (or removing) an executive director and appropriating funds to support the work of the Youth Commission.

Youth Commission members would be appointed for one year terms but such terms would expire immediately upon graduation, transfer, expulsion or dismissal from such schools or colleges or separation from such youth-serving organizations. Youth Commission members would receive no compensation and would not be reimbursed for expenses.

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**Effect on the Cost
of Government:**

According to the Controller's Office, in and of itself the proposed Charter Amendment would not result in any additional costs for the City. The proposed Charter Amendment does not specify which City department will be responsible for administrative and clerical support for the Youth Commission or the extent of that support. Therefore the potential costs of this Charter Amendment cannot be determined at this time.

Comments:

1. Currently the eleven member Juvenile Justice Commission that includes one student member, advises the Presiding Judge of the Superior Court regarding operations of the Youth Guidance Center. The budget for the Juvenile Justice Commission is approximately \$55,000.

2. The Citizens Planning Committee that consists of certain City Department heads, community leaders and school district representatives, advises the Mayor's Office of Children, Youth and Families regarding the budgeting of the Children's Fund. There are no student members on this Committee.

3. The grant funded Mayor's Youth Forum of the Mayor's Criminal Justice Council consists of 35 high-school student interns appointed by the Mayor to advise the Mayor regarding specific youth and community issues. Administration of the Youth Forum is performed by an executive director and a program director. The salary of the executive director of the Youth Forum is approximately \$45,000.

4. The 19 member Delinquency Prevention Commission coordinates services for high-risk youth through over 300 public and private non-profit agencies involved in advocacy and planning. The salary for the Director of Delinquency Prevention Commission program is approximately \$45,000 and the Commission's total budget is approximately \$120,000.

Item 11 - File 278-94-1

Item: Motion ordering submission of an ordinance amending the Administrative Code by adding Sections 5.87 through 5.89, relating to the creation of an Elections Task Force and appropriating \$25,000 for the work of the Task Force.

Description: The proposed motion would submit an ordinance amending Chapter VIII of the San Francisco Administrative Code by adding Sections 5.87 through 5.89 to establish an Elections Task Force and appropriate \$25,000 for the Task Force's work. According to the proposed motion, the Elections Task Force would prepare one or more plans, in the form of Charter Amendments, that would provide the people of San Francisco with "a fair and adequate method" of electing members of the Board of Supervisors. The proposed motion states that the Task Force would consider all relevant factors, including the costs associated with seeking election to the Board of Supervisors, effective representation of the diversity of the City's neighborhoods and communities, the effect on the legislative process of establishing geographical districts within the City, the most appropriate number of supervisorial seats and the compensation provided to the members of the Board of Supervisors. The Elections Task Force would present its plans to the Board of Supervisors no later than May 1, 1995.

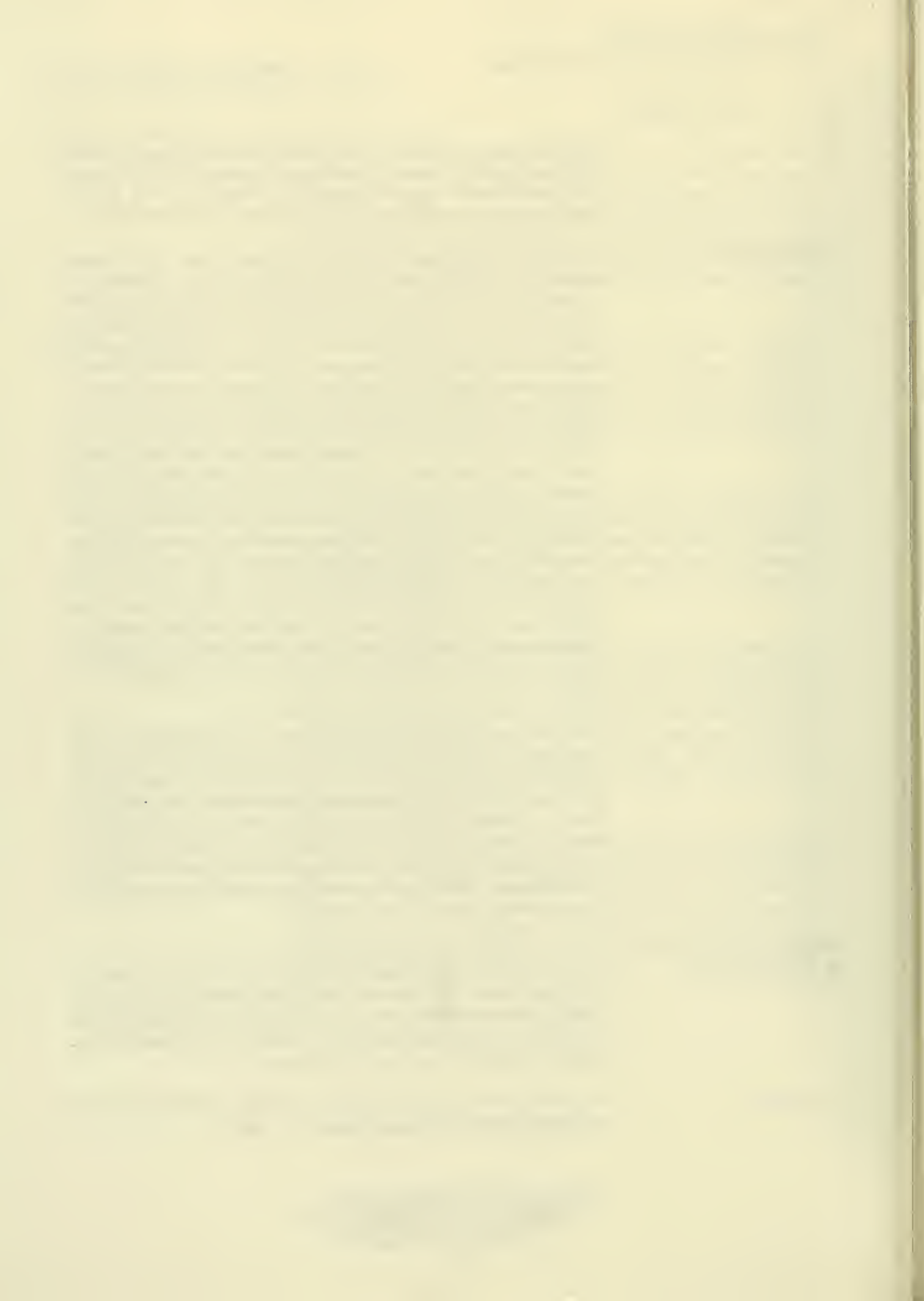
The proposed Elections Task Force would consist of nine members. The Mayor, the Board of Supervisors, and Registrar of Voters would each appoint three members to the Task Force. The proposed motion states that the Task Force members would be broadly representative of the people of San Francisco. The Registrar of Voters, or his or her designee, would serve as a nonvoting member of the Task Force. Task Force members would serve without compensation.

**Effect on the Cost
of Government:**

The proposed motion would appropriate from any legally available funds \$25,000 to fund the Task Force in the performance of its duties. Any funds remaining after the Task Force completes its duties would be returned to the General Fund of the City and County.

Comment: According to the sponsor of the proposed motion, this item will be requested to be continued.

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Items 12 and 13 - Files 265-94-1 and 266-94-1

Proposed Ballot

Measure: Charter Amendment

Draft: First Draft

Sections Affected: Adding a new Charter section to establish, by Charter, a Commission on the Status of Women (File 265-94-1).

Amending Section 8.107 to provide that members of the Commission on the Status of Women may be removed only for cause (File 266-94-1).

Description:

The proposed Charter Amendment (File 265-94-1) would establish the Commission on the Status of Women as a Charter-mandated commission. The proposed Charter Amendment states that the Commission shall consist of seven members, appointed by the Mayor for four years, to be removed only for official misconduct.

Currently, the Commission on the Status of Women is established by the Administrative Code only. The proposed Charter Amendment would make no changes to the Commission on the Status of Women, other than to mandate the Commission in the City's Charter.

The second proposed Charter Amendment (File 266-94-1) would amend Section 8.107 of the Charter to mandate that seven Commissioners serve for their entire term of office (four years) unless they are removed for official misconduct. Currently, Commissioners serve at the pleasure of the Mayor, and can be removed at any time.

**Effect of the Cost
of Government:**

The proposed Charter amendments (File 265-94-1) would mandate a maximum cost of \$4,200 per year. Half of this maximum of \$4,200, or \$2,100, is currently included in the Commission on the Status of Women's budget, but is not Charter-mandated (see Comment 2).

Comments:

1. All City commissions except four (the Commission on the Status of Women, the Film Commission, the Commission on Aging, and the Rent Board) are Charter-mandated commissions, according to Ms. Sharon Johnson of the Commission on the Status of Women.

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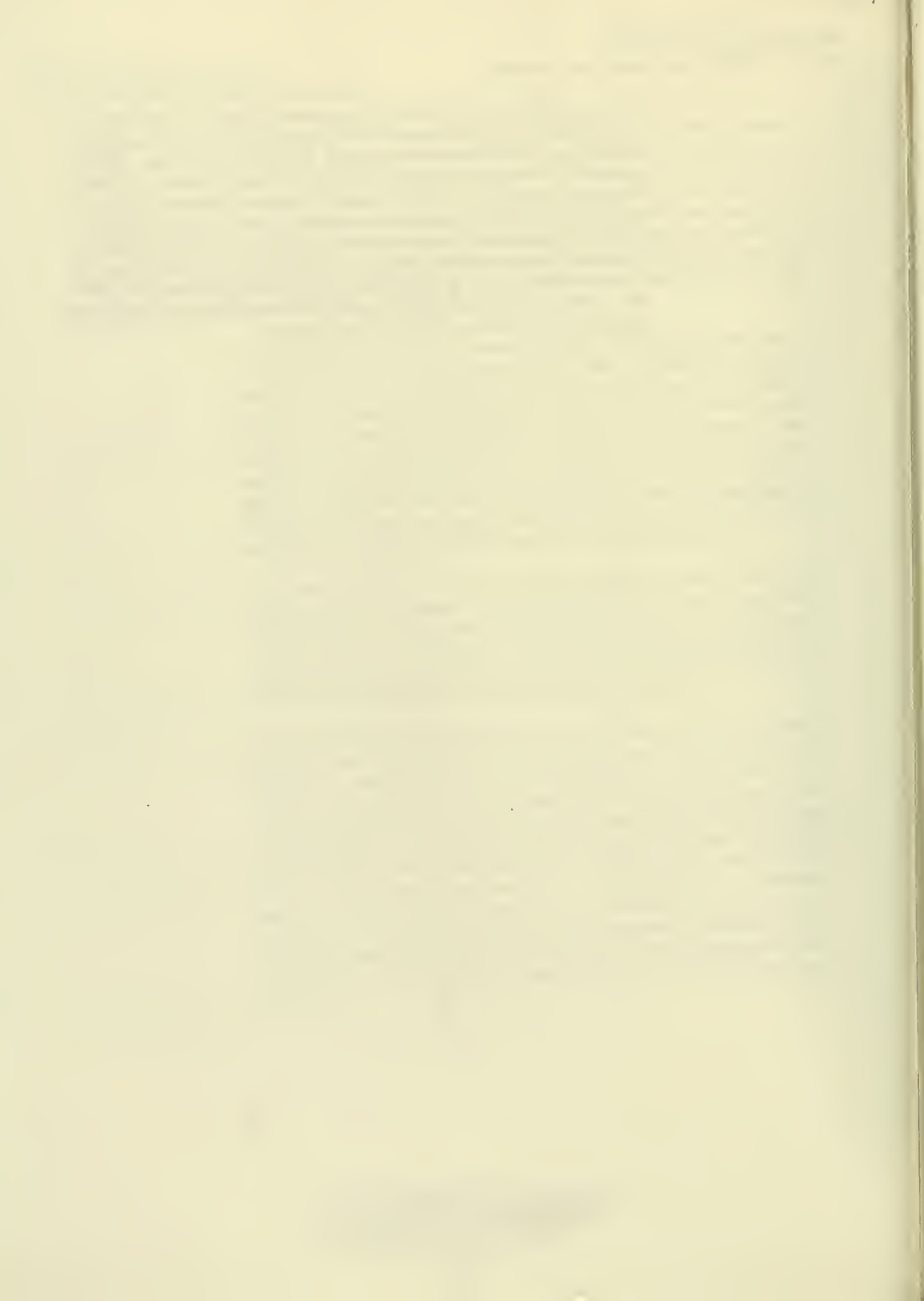
2. The proposed Charter Amendment (File 265-94-1) would mandate that members of the Commission on the Status of Women be compensated at least \$25 for each Commission meeting attended, for up to two Commission meetings per month. Commissioners are currently paid \$25 per meeting, and these costs are included in the Commission on the Status of Women's budget. However, the costs are not currently mandated. Under the proposed Charter Amendment, such costs would be mandated.

The maximum total cost to compensate Commissioners would be \$4,200 under the proposed Charter amendment (seven members times 24 meetings (two per month) per year times \$25). The maximum liability would be in excess of current budgeted costs, but anticipated actual costs would not increase because currently, the Commission meets only once per month, and anticipates continuing to meet only once a month. Thus, the current annual cost for twelve meetings is \$2,100 (meeting once per month), while the liability for 24 meetings per year is \$4,200 (meeting twice per month).

3. These proposed Charter Amendments would have no additional fiscal impact, according to the Controller. The Budget Analyst concurs that these Charter Amendments would have no additional fiscal impact, because funds to support the only mandated costs are already included in the budget of the Commission on the Status of Women.

4. The Board of Supervisors is also considering a proposed entirely new Charter for the City. This new Charter would include a mandate for the Commission on the Status of Women. The difference between the proposed entirely new Charter and these proposed Charter Amendments is that the proposed Charter Amendment (File 266-94-1) would establish terms of office for Commissioners, so that the Mayor and the Board of Supervisors would be empowered to remove Commissioners only in response to official misconduct on the part of a Commissioner. Under the proposed entirely new Charter, according to Mr. T.J. Anthony, Commissioners would serve at the pleasure of the Mayor, and could be discharged at any time.

5. As noted above, the second proposed Charter Amendment (File 266-94-1) would amend Section 8.107 of the Charter to mandate that Commissioners be removed only for official misconduct. The first proposed Charter Amendment (File 265-94-1) states: "The commissioners may be removed only for official misconduct pursuant to Section 8.107 of this Charter," which assumes that the Board of Supervisors will approve the second Charter Amendment. Therefore, if the Board of Supervisors approves File 265-94-1, but disapproves File 266-94-1, File 265-94-1 should be amended to delete the language pertaining to Section 8.107 of the Charter.



Item 14 - File 267-94-1

**Proposed Ballot
Measure:**

Charter Amendment

Draft:

First Draft

Sections Affected:

The proposed Charter Amendment would amend the Charter to delete Sections 3.698, 3.698-1, 3.698-2, and 3.698-3, eliminating the Parking and Traffic Commission and the Department of Parking and Traffic, and amend Sections 3.510, 3.538, 3.552 and 7.403 related to street traffic control and parking facility administration.

Description:

The proposed Charter Amendment would eliminate the Parking and Traffic Commission and the Department of Parking and Traffic (DPT). The DPT was created in November 1988, when the voters approved Proposition D, which brought parking and traffic-related functions from the Police Department, the Department of Public Works, the Tax Collector and the Planning Department into the new DPT.

Under the proposed Charter Amendment, administration of the Parking Ticket Enforcement Program, including the issuance, processing and administrative adjudication of parking tickets, would be transferred from the DPT to the Police Department (SFPD), with the provision that the Board of Supervisors would have the power to transfer the administration of all or part of the Parking Ticket Enforcement Program from the Chief of Police to the head of any other City department.

The Department of Public Works (DPW) would, under the proposed Charter Amendment, assume responsibility from the DPT for traffic research and planning, and street traffic control devices.

The Recreation and Park Department (RPD) receives revenues from subsurface parking facilities located under land held by the RPD, but these facilities are administered by the DPT. The proposed Charter Amendment would shift leasing authority for all City-owned parking facilities to the Parking Authority, as opposed to the Parking and Traffic Commission. The Parking Authority is an agency formed by the City pursuant to State law, under Chapter 17 of the Administrative Code, and would continue to exist if the DPT was dismantled.

BOARD OF SUPERVISORS
BUDGET ANALYST

**Effect on the Cost
of Government:**

The Controller's Office reports that the proposed Charter Amendment would not effect the cost of government in and of itself.

Although the proposed Charter Amendment itself would not effect the cost of government, the Budget Analyst notes that implementation of the proposed Charter Amendment could increase or decrease the cost of government. The cost of government could decrease if administrative or other positions were eliminated, rather than transferred to other departments, during implementation of the proposed Charter Amendment. The cost of government could increase if the SFPD replaced civilian supervisors in parking enforcement and parking violation processing with sworn personnel.

Comments:

1. The proposed Charter Amendment would generally return parking and traffic functions to the City departments that handled these functions prior to passage of Proposition D in 1988. However, on January 1, 1994 the DPT acquired the responsibility for processing and adjudication of parking violations from the Municipal Court, pursuant to State Assembly Bill 408, which decriminalized parking violations. The proposed Charter Amendment would transfer the function of parking violation processing and adjudication to the SFPD, along with returning parking violation enforcement (i.e., the issuance of parking tickets) to the SFPD. The DPT currently has 68 positions in its Traffic Citation and Adjudication Divisions for parking violation processing and adjudication.

2. If the proposed Charter Amendment is approved, staff of the DPT would either be transferred to the other City departments that would assume DPT functions, or their positions would be eliminated. Ms. Kathryn Hile of the DPT reports that the DPT staff is currently divided along the following functional lines:

<u>Function</u>	<u>No. of Personnel</u>	<u>Likely New Dept. if Charter Amend. Approved</u>
Traffic Engineering & Operations	119	DPW
Residential Parking	11	DPW
Parking Enforcement	321	SFPD
Traffic Citation & Adjudication	68	SFPD
School Crossing Guards	91 (part time)	SFPD
Parking Facility Admin.	5	Parking Authority
Personnel/Accounting/ Administration	15	Not Known
Total Personnel	630	

3. Issuance of parking citations in the four years that the DPT has administered parking violation enforcement has generally been below the level of citation issuance by the SFPD in the last two years when the SFPD was responsible for parking violation enforcement, as shown in the following chart.

Annual Number of Parking Citations Issued

<u>Fiscal Year</u>	<u>Issuing Agency</u>	<u>Parking Citations</u>
1988-89	SFPD	2,982,456
1989-90	SFPD	2,513,453
1990-91	DPT	2,400,421
1991-92	DPT	2,660,898
1992-93	DPT	2,300,422
1993-94	DPT	2,313,194

based on 10 mos.

However, DPT Senior Management Analyst Ms. Jocelyn Kane notes that citation issuance actually started to decline in the last year that issuance was administered by the SFPD. Ms. Kane advises that several factors have effected the number of citations issued by the DPT, including (1) greater citizen compliance with parking laws because of fine increases for violations; (2) more frequent

BOARD OF SUPERVISORS
BUDGET ANALYST

use of Parking Control Officers (PCOs), rather than Police Officers, to handle traffic control at special events, thereby reducing the time PCOs have to issue parking tickets; and (3) the allocation of 31 PCOs to respond to citizen-initiated parking complaints. While these PCOs continue to issue parking tickets when not on call, a large portion of their time is spent handling individual matters, such as towing vehicles parked across driveways.

4. The Police Commission, at its June 29, 1994 meeting, approved a resolution urging the Board of Supervisors to disapprove the placement of the proposed Charter Amendment on the November ballot. The resolution cites Proposition D, approved by the voters on June 7, 1994, as evidence that the voters "wanted full staffing for our community policing efforts at the district stations," and notes that "other major metropolitan centers have already recognized that the establishment of Parking and Traffic Departments enables a Police Department to devote more attention to criminal activity which threatens public safety."

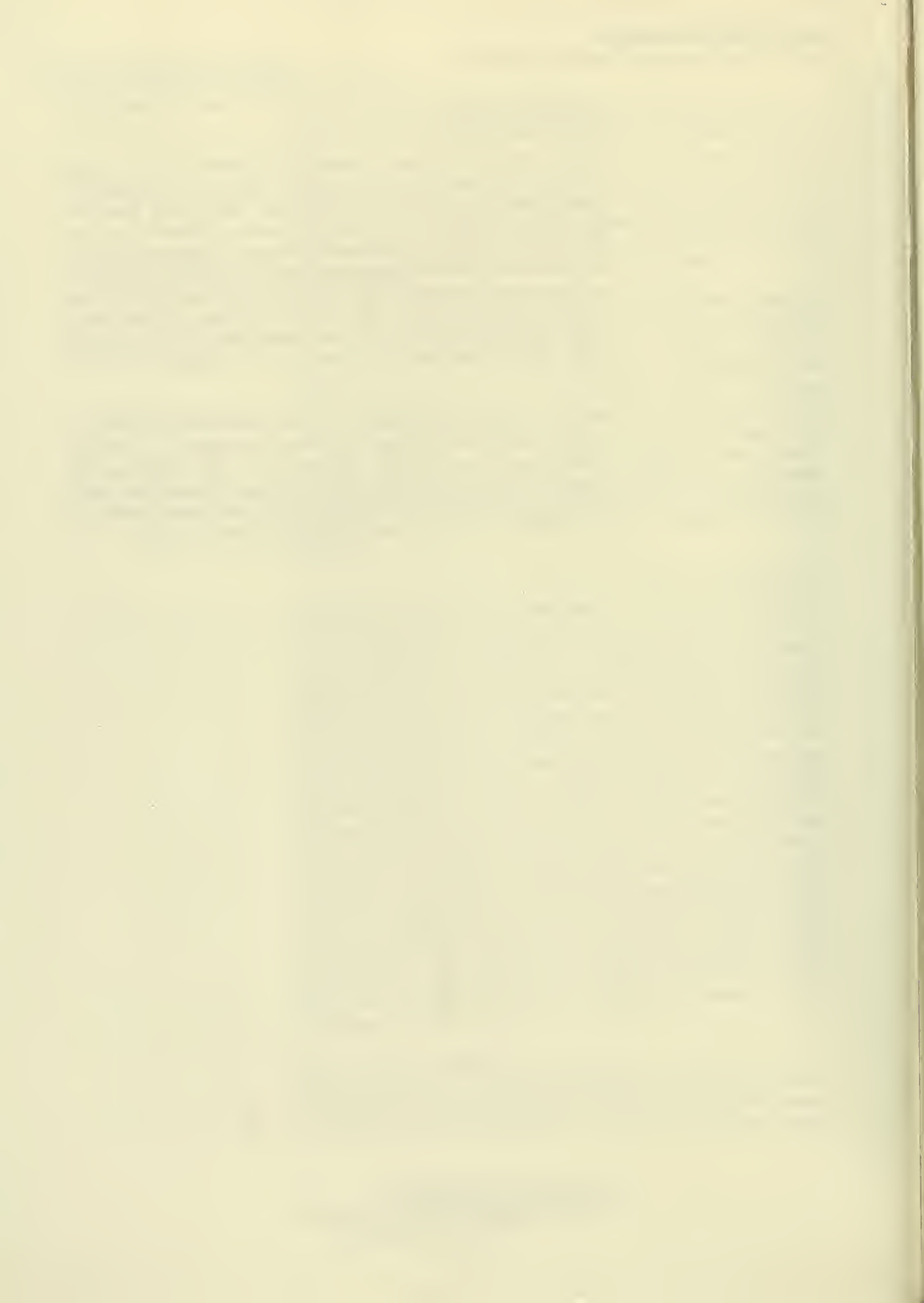
5. Commander Richard Holder of the SFPD Special Operations Division states that, if the SFPD had to administer parking enforcement and parking violation processing/adjudication (the Parking Fines Bureau), existing civilian supervisors in the DPT would probably be replaced with sworn personnel. Commander Holder advises that the chain of command would be unclear in the Special Operations Division if part of the Division was supervised by Sergeants, and another part was supervised by civilians. Commander Holder advises that SFPD supervision levels will already be taxed by the increase in Officers for community policing. Commander Holder states that, if the proposed Charter Amendment is approved, the SFPD would need new staffing at the Sergeant level, although the level of new staffing has not yet been determined. Commander Holder also advises that the SFPD would have to increase staffing in its Management Control Unit, which handles citizen complaints about civilian SFPD staff, if the SFPD was to take on responsibility for an additional estimated 480 civilians.

6. Ms. Kane of the DPT reports that in FY 1993-94 the DPT received an average of 274 calls per day to its citizen complaint phone number regarding blocked driveways and other parking problems. Commander Holder states

that these calls would have to be absorbed by the SFPD dispatch system.

7. Ms. Lisbet Engberg of the DPT states that moving parking enforcement and parking violation processing to the SFPD would run counter to the trend toward community policing and placing more Officers on the street, by placing a significant new administrative burden on the SFPD. Ms. Engberg advises that shifting parking enforcement activities back to the SFPD could decrease productivity and revenues. Ms. Engberg states that parking enforcement activities would take a low priority at the SFPD, whereas they are now a central focus of the DPT.

8. Mr. John Cribbs, Director of the DPW, states that the DPW has no position on the proposed Charter Amendment. Mr. Cribbs advises that the DPW could probably handle Traffic Engineering and Operations, and Residential Parking, without adding additional staff to those that would likely be transferred from the DPT.



Item 15 - File 268-94-1

Proposed Action: Charter Amendment to change the Salary Standardization Ordinance by authorizing the Board of Supervisors through a simple majority vote to freeze the increases in salaries of employees who earn over \$75,000 a year.

Draft: First

Section Affected: New Section

Description: Currently, the salaries of Miscellaneous Employees are established according to the Salary Standardization Ordinance. The salaries of the remaining job classifications are set through collective bargaining. The Salary Standardization Ordinance requires salaries to be set through formulas that benchmark pay to the highest prevailing wages in comparable private and public sector jobs. The Board of Supervisors has the authority to reject pay increases for all employees covered under the Salary Standardization Ordinance. However, the Board of Supervisors is unable to reject pay increases for certain employee classifications while accepting pay increases for others. The proposed Charter Amendment would authorize the Board of Supervisors to freeze salary increases provided for through the Salary Standardization Ordinance for those employee classifications that have annual salaries greater than \$75,000.

According to Mr. Wendall Pryor, Director of the Human Resources Department, the only employees who earn more than \$75,000 annually and whose salaries are established through the Salary Standardization Ordinance are employees in the Administrator/Manager classification. There are 189 Administrator/Manager classifications that have maximum annual salaries greater than \$75,000. However, as of the writing of this report, neither the Human Resources Department nor the Controller's Office were able to identify the number of employees in those classifications. As such, the fiscal impact of the proposed Charter Amendment cannot be determined at this time.

Effect on the Cost of Government:

As of the writing of this report, the Controller's Office has not yet reviewed the proposed Charter Amendment to report on its effect on the cost of government.

BOARD OF SUPERVISORS
BUDGET ANALYST

Memo to Rules Committee
July 5, 1994 Rules Committee Meeting

Comments:

1. As previously noted, there are 189 Administrator/Manager classifications that have maximum annual salaries greater than \$75,000. However, as stated above, neither the Human Resources Department nor the Controller's Office were able to identify the number of employees in those classifications.

2. The 189 Administrator/Manager classifications that have maximum annual salaries greater than \$75,000 do not include those City employees with effective incomes of over \$75,000. There are City employees who earn premium pay, overtime, holiday pay and shift differential pay that could provide them with an annual income in excess of \$75,000 while their annual base salary is under \$75,000.

Item 16 - File 273-94-1

Proposed Action: Charter Amendment

Draft: Second

Section Affected: Charter Sections 8.400 (h), 8.401, 8.401-1, 8.407 and 8.407-1 would be deleted.

Charter Sections 8.409, 8.409.1, 8.409-3, 8.409-4 would be amended.

Description: 1. Charter Section 8.400 (h) provides that all increases in wages of employees shall be determined at the time of the preparation of the annual budget estimates. Charter Section 8.401 concerns compensation of officers and employees subject to Salary Standardization. Charter Section 8.401-1 concerns the duration of compensation schedules. Charter Section 8.407 provides a definition of generally prevailing rates of wages and Charter Section 8.407-1 concerns compensation adjustments under Salary Standardization.

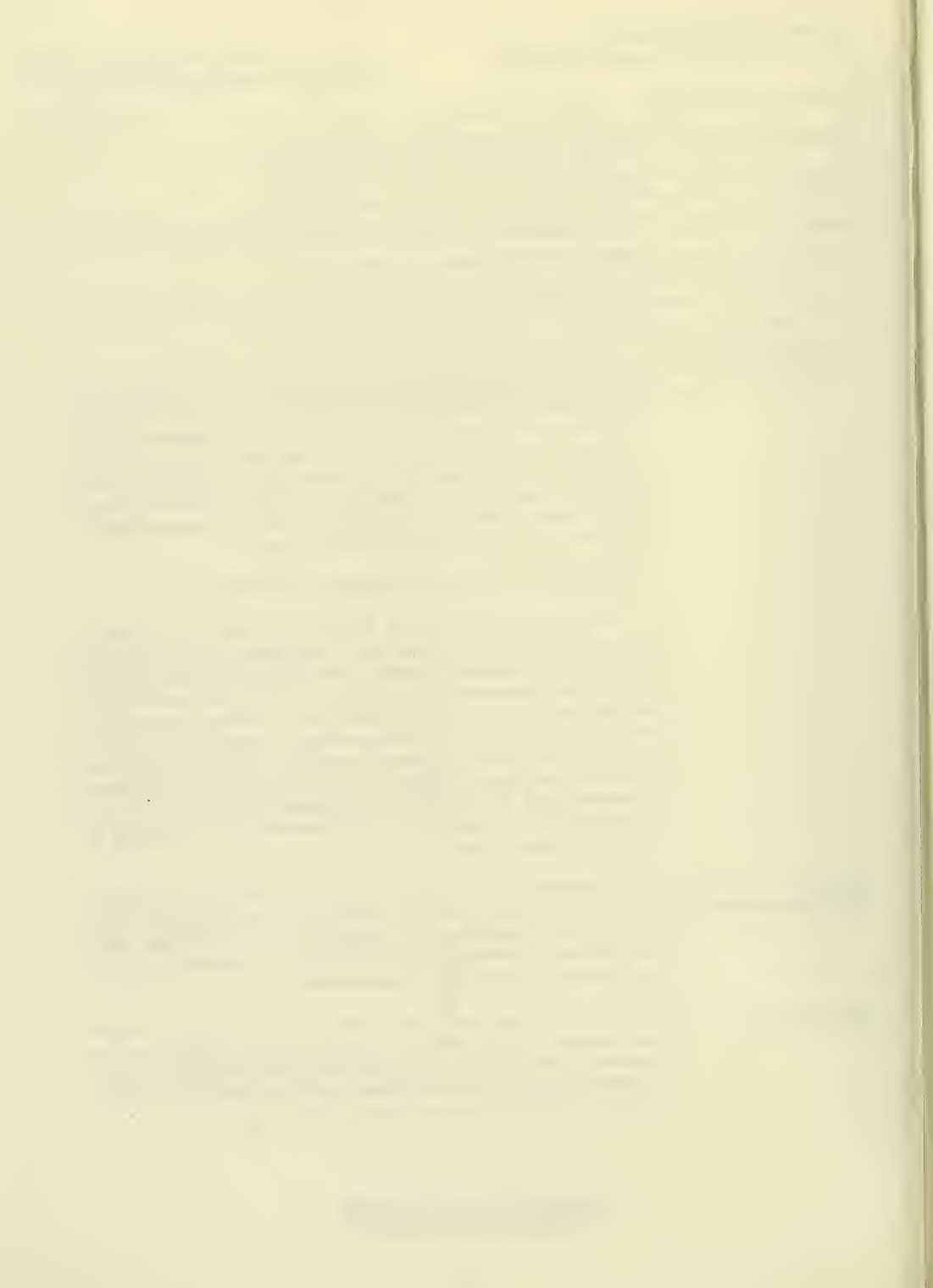
These sections would be deleted from the Charter.

2. Charter Sections 8.409, 8.409.1, 8.409-3, and 8.409-4 address rights and obligations of employees and employer concerning collective bargaining and impartial arbitration of employment disputes. These Sections would be amended so that collective bargaining and binding arbitration would be used as the method of setting salaries, benefits and other terms and conditions of employment for all City employees, instead of just those employee organizations that have opted to participate in collective bargaining instead of salary standardization based on Civil Service determination of prevailing rates of pay.

Effect on the Cost of Government: The Controller has stated that in and of itself, this proposed Charter Amendment will not affect the cost of government. However, as a product of its possible future application, costs may either increase or decrease in amounts presently indeterminable, but possibly substantial.

Comments: Due to the present workload of the Budget Analyst, and the late receipt of this proposed Charter Amendment, we are unable to provide a detailed report on this item. However, the Budget Analyst concurs with the Controller's statement on the potential effect on the cost of government.

BOARD OF SUPERVISORS
BUDGET ANALYST



Item 17 - File 263-94-1

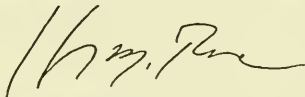
Proposed Action: Charter Amendment to establish a District Elections Commission

Draft: Skeletal - First Draft

Section Affected: The proposed Charter amendment would amend the Charter to add a new section.

Description: The proposed Charter amendment would establish a District Elections Commission, which would have the duty and function of preparing a plan to provide the residents of the City with adequate and fair representation for locally elected legislative bodies including, but not limited to, District and/or numbered at-large, and/or at-large seats.

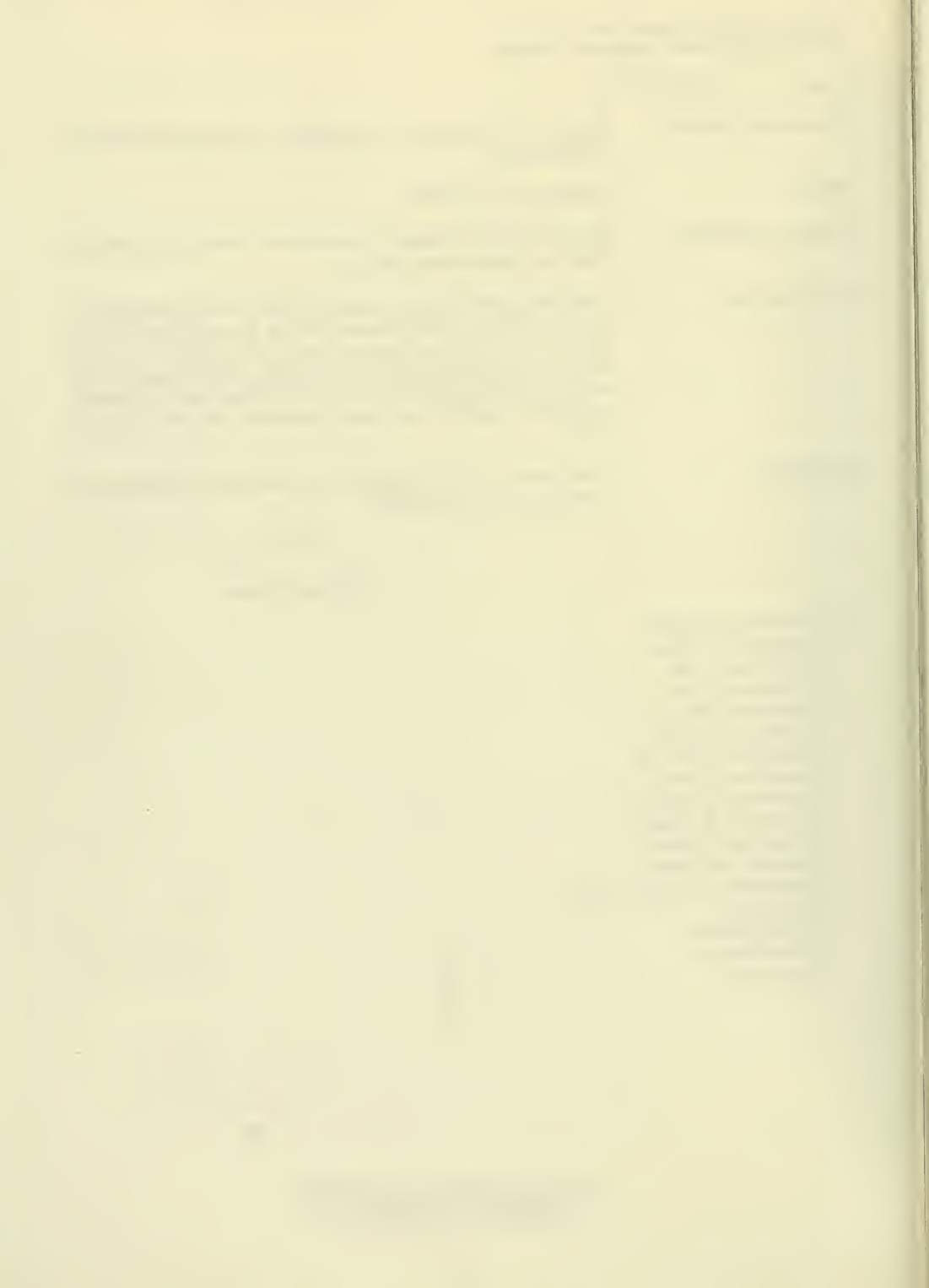
Comment: The sponsor of this legislation advises that this Charter amendment will be tabled.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

BOARD OF SUPERVISORS
BUDGET ANALYST



S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

July 5, 1994

The Minutes of this meeting are missing.

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BOARD of SUPERVISORS



City Hall
San Francisco 94102
554-5184

RULES COMMITTEE

DOCUMENTS DEPT.

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JULY 8, 1994

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NOTICE OF MATTER CALLED OUT OF COMMITTEE

TO WHOM IT MAY CONCERN:

NOTICE IS HEREBY GIVEN that the following matter has been called out of the Rules Committee:

FILE 271-94-1. [Ballot Measure, Youth Commission] Charter amendment (Third Draft) adding Section 3.720 to establish a Youth Commission. (Supervisor Alioto)

The above item will appear on the Board of Supervisors' calendar for its meeting of Monday, July 11, 1994, at 2:00 p.m., in the Legislative Chambers, City Hall, Second Floor.

Pursuant to the provisions of Rule 5.5 of the Board's Rules of Order, at least seven (7) days must intervene between the first appearance of a proposed Charter amendment before the Board as a referral from Committee and any Board order or submission to the electorate.

In accordance with this provision, consideration of the proposed Charter amendment appropriately may be continued for at least one week.

Sincerely,

JOHN L. TAYLOR
Clerk of the Board

POSTED: JULY 8, 1994

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

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RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

SPECIAL
RULES MEETING

TUESDAY, JULY 12, 1994, 9:00 AM

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

ACTING CLERK: GREGOIRE HOBSON

* * * * *

Disability Access

The Board of Supervisors Committee Meeting Room (228) and the Legislative Chamber of the Board are on the second floor of City Hall.



Both the Committee Room and the Chamber are wheelchair accessible. The closest accessible BART Station is Civic Center, 2 1/2 blocks from City Hall. Accessible MUNI line serving this location is the #42 Downtown Loop as well as the METRO stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.



There is accessible parking in the vicinity of City Hall adjacent to Davies Hall and the War Memorial Complex.



Assistive listening devices are available for use in the Meeting Room and the Board Chamber. A device can be borrowed prior to or during a meeting. Borrower identification is required and must be held by Room 235 staff.

The following services are available on request 72 hours prior to the meeting or hearing:

For American sign language interpreters or the use of a reader during a meeting, contact Violeta Mosuela at (415) 554-7704.

For a large print copy of an agenda, contact Moe Vazquez at (415) 554-4909.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

GENERAL MATTERS

1. File 97-94-38. [Retirement Board Elections] Ordinance amending the Administrative Code by amending Sections 16.550 through 16.564 thereto regarding Retirement Board elections pursuant to Proposition R adopted by the voters November 1993. (Supervisor Alioto)

ACTION:

BALLOT MATTERS

2. File 261-94-1. [Ballot Measure, New Charter] Charter amendment (Fourth Draft) to repeal the 1932 Charter and to enact a new Charter. (Supervisors Kaufman, Hsieh, Leal, Migden, Kennedy, Shelley, Alioto, Maher)

(Cont'd from 7/5/94)

ACTION:

3. File 262-94-1. [Ballot Measure, Domestic Partners] Charter amendment (First Draft) by adding Section 8.500-2 relating to domestic partners. (Supervisors Migden, Leal, Kaufman, Alioto)

(Cont'd from 7/5/94)

ACTION:

4. File 265-94-1. [Ballot Measure, Establish Commission/Status of Women] Charter amendment (First Draft) to establish a Commission on the Status of Women. (Supervisors Maher, Leal)

(Cont'd from 7/5/94)

ACTION:

5. File 267-94-1. [Ballot Measure, Parking and Traffic Department/Commission] Charter amendment (First Draft) deleting Sections 3.698, 3.698-1, 3.698-2, and 3.698-3 relating to the Parking and Traffic Commission and the Department of Parking and Traffic, powers, duties of Commission and composition and organization of Department; amending Sections 3.510 to vest specified powers and duties relating to street traffic in the Department of Public Works; amending Section 3.538 to substitute the Department of Public Works for the Department of Parking and Traffic as the department to receive traffic accident reports and to submit plans for traffic control; amending Section 3.552 relating to the powers and duties of the Park Commission; amending Section 7.403 to transfer from the Parking and Traffic Commission to the Recreation and Park Commission the power, subject to specified conditions, to lease parking facilities under a park, square or playground. (Supervisor Maher)

(Cont'd from 7/5/94)

ACTION:

6. File 273-94-1. [Ballot Measure, Collective Bargaining] Charter amendment (Third Draft) to amend by deleting Sections 8.400(h), 8.401, 8.401-1, 8.407, and amending Sections 8.409, 8.409-1, 8.409-3 and 8.409-4 and amending Sections 8.403, 8.404 and 8.590-1 through 8.590-7 thereof, relating to the compensation and collective bargaining of City employees and officers. (Supervisor Shelley)

(Cont'd from 7/5/94)

ACTION:

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

92.84
13
1/2/94
CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

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July 8, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: July 12, 1994 Special Rules Committee Meeting

Item 1 - File 97-94-38

Department: Employees Retirement System

Item: Ordinance amending the Administrative Code by amending Sections 16.550 through 16.564 thereto regarding Retirement Board elections pursuant to Proposition R, adopted November, 1993.

Description: In November, 1993, the San Francisco electorate approved a proposition (Proposition R) to allow retired members of the Employees Retirement System to vote in Retirement Board elections in order to elect Trustees (member) and to be elected to serve as Trustees on the Retirement Board. Previously, retired members were not allowed to vote to elect Trustees to the Retirement Board, and could not be elected as Retirement Board Trustees.

The proposed ordinance would amend Sections 16.550 through 16.564 in accordance with the provisions of Proposition R.

Comments: 1. Persons serving on the Retirement Board are currently referred to as "Retirement Board members" in the Administrative Code. The proposed ordinance would change the title of persons serving on the Retirement Board from "Members" to "Trustees." Ms. Clare Murphy of the Employees Retirement System advises that the City's pension fund is

designated as a Trust Fund by the San Francisco Charter, and the title "Trustee" is therefore deemed more appropriate than "Member." In addition, Ms. Murphy reports that Article 16, Section 17 of the California Pension Protection Act reinforces the responsibilities of Retirement Board Members as trustees of the Pension Trust Fund. Therefore, the City Attorney has recommended that the title of persons serving on the Retirement Board be changed to "Trustees." Finally, this change in wording would differentiate persons serving on the Retirement Board more clearly from members of the Retirement System.

2. According to the proposed ordinance, a retired member of the Retirement System is defined as a person who is in receipt of a retirement allowance relating to his or her membership in the Retirement System.

3. The Retirement Board consists of seven Trustees, including three Trustees elected from the Retirement System's active membership. Proposition R, and the proposed ordinance, leaves the total number of Retirement Board Trustees the same, but allows the three Trustees elected from the membership to be active or retired. Previously, these three Trustees were elected from the active members only.

4. According to the Controller's Office, there would be no fiscal impact associated with the proposed ordinance. The Budget Analyst concurs with the Controller that this proposed ordinance would have no fiscal impact.

Item 2 - File 261-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Proposed Action: Charter Amendment to repeal the 1932 Charter and to enact a new Charter.

Draft: Fourth

Section Affected: The entire Charter of the City and County of San Francisco

Description: The proposed Charter would repeal the City's existing Charter and replace it with a new Charter which would be implemented on July 1, 1995 for structural and budgetary provisions and July 1, 1996 for powers of the Mayor.

The following is a summary of the differences between the City's existing Charter and the proposed Charter:

Current Charter

Proposed Charter

<u>Charter Size</u> 330 pages and 46 pages of Appendices	91 pages plus Appendices
<u>Administrative Provisions</u> Contains references to obsolete programs, procedures and positions and contains detailed administrative procedures that could be transferred to the City's Administrative Code.	Removes obsolete provisions and administrative detail such as references to obsolete programs, procedures and positions. Transfers to Appendices or to the City's Administrative Code two-thirds of the Charter.

Current Charter

Proposed Charter

Article I: Existence and Powers of the City and County	
Provides the name, boundaries, rights and powers of the City and County of San Francisco. Describes San Francisco as a municipal corporation.	The same except describes San Francisco as a "consolidated City and County."
Article II: Legislative Branch	
<u>Board of Supervisors Size</u> 11 members	Same
<u>Board of Supervisor Salaries</u> Board of Supervisors salaries are currently at the 1982 level of \$23,924 and can only be changed by a Charter Amendment.	Salaries would be established by the Civil Service Commission based on the average salary paid to supervisors in surrounding Bay Area counties. Salary increases would be subject to voter approval.
<u>Supervisors' Election</u> Elected at large	Same
<u>Supervisors' Terms</u> Four year terms limited to two successive terms.	Same
<u>Supervisors Vacancies</u> Filled by Mayor for balance of term.	Same
<u>Supervisors Meetings</u> Meetings can be held outside City Hall, if properly noticed.	Same
<u>Meeting Quorums</u> A majority of Supervisors constitutes a quorum; Supervisors must vote when a question is put; Supervisors can be excused from voting by a majority of the Supervisors.	Same

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter

Proposed Charter

<p><u>Ordinance and Resolutions</u> Ordinances and resolutions are a method of enacting policies or laws (except for motions for Board of Supervisors internal business) except for appropriation ordinances; ordinances must deal with single subject; require majority vote and require two readings.</p>	<p>Same</p>
<p><u>Board of Supervisors Budgetary Authority</u> The Board of Supervisors is limited to decreasing or rejecting budget items proposed by the Mayor, but may not increase items (except for capital improvements) or propose its own expenditures. The Board of Supervisor's adopted budget is subject to line item veto by the Mayor.</p>	<p>The Board of Supervisors budgetary powers are expanded to permit the Board of Supervisors to initiate programs, increase line items and initiate supplemental appropriation requests within the limits of the balanced budget and subject to Mayoral veto or line item reduction.</p>
<p><u>Budget Strategies</u> Annual budgets and mission driven budgets.</p>	<p>Annual budgets and multi-year budgets (for planning purposes), mission driven budgets and any other budget strategies required by ordinance. Multi-year budgets would be for planning purposes.</p>
<p><u>Supplemental Appropriations</u> Supplemental appropriations originate within departments and commissions. Supervisors may approve resolutions urging the Mayor to urge a Commission to urge its department to submit a supplemental appropriation request.</p>	<p>Supervisors would be able to directly initiate supplemental appropriations, subject to available funds which would be subject to Mayoral veto, line item veto and line item reduction by the Mayor</p>
<p><u>Veto Override</u> Veto override requires 8 votes within 30 days.</p>	<p>Same</p>
<p><u>Emergency Ordinances</u> Public emergencies affecting life, health, or property require one reading and requires a two-thirds vote of the Board of Supervisors.</p>	<p>Same</p>

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter

Proposed Charter

<u>Public's Right to Know/Record Keeping</u> Clerk of the Board maintains records which are made available to the public under the Sunshine Ordinance.	Same
<u>Rates and Fees</u> Most rates, fees and charges for City services are set by boards and commissions. Some require review and approval of the Board of Supervisors.	The Board of Supervisors would have the authority to approve or reject all proposed changes in fees and charges except for those fees at the Port, Airport and garbage collection and disposal rates.
<u>Sale or Lease of Real Property</u> Lease of real property for ten years or more or sale of property requires approval through resolution by the Board of Supervisors.	Same
<u>Abandonment of Transit Routes</u> Approved or rejected by ordinance.	Same
<u>Fidelity Bonds</u> Far ranging dollar amounts specified for various officials and department heads.	Board of Supervisors would determine which officers would post bonds and in what dollar amounts. The Board of Supervisors would conduct an annual review of bonding requirements.
<u>Declaration of Policy/Legislative Referendum</u> Four Supervisors can place an item on a ballot.	Same
<u>Board of Supervisors Involvement in Departmental Affairs</u> Members of the Board of Supervisors are prohibited from being involved in the day-to-day operation of City departments. Inquiries are limited to ordinances, resolutions, letters filed with the Clerk of the Board of Supervisors or committee inquiries.	Restricts contact with departments on matters involving personnel matters, contracts, and purchasing. The Board of Supervisors may contact departments in other matters but such contacts are limited to department heads or their designees, boards, or commissions.

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter

Proposed Charter

<u>Budget Analyst</u> Supervisors select the Board's Budget Analyst.	Same
<u>President of the Board of Supervisors</u> Highest vote-getter becomes president and in case of a vacancy the Supervisors select a replacement.	Same
<u>Clerk of the Board of Supervisors</u> Clerk has civil service status.	The Board of Supervisors would appoint and remove the Clerk of the Board. The incumbent Clerk would maintain his Civil Service status.
<u>Staff to the Board of Supervisors</u> Assistant Clerks are appointed by the Clerk of the Board subject to Civil Service. Supervisors are permitted a single Administrative Assistant but they also have a Legislative Assistant whose position is classified as Temporary.	Each member of the Board of Supervisors have two permanent staff positions.
<u>Compensation for Elected Officials</u> Elected officials except Supervisors, School Board members and Community College Board members, have their pay set by the Salary Standardization Ordinance (SSO) requiring Supervisors' adoption.	Same
<u>Compensation for Commissioners</u> Specifies different compensation rates for the various commissions.	The Board of Supervisors would set equal compensation per meeting for commissioners.
<u>Rejection of Commission Appointments</u> The Supervisors can confirm or reject appointments to the Redevelopment, Port, and the Housing Authority commissions but not the other City commissions.	The Board of Supervisors would have the authority to reject commission appointments within 30 days.

Current Charter

Proposed Charter

Article III: Executive Branch -- Office of the Mayor

<p><u>Budget Preparation</u> The Controller assembles the budget items prepared by City Departments and approved by commissions. The Mayor assembles his budget priorities from the Controller's budget. The Mayor can only cut departments' budgets.</p>	<p>The proposed City Administrator (to replace the City's Chief Administrative Officer) would supervise budget preparations, recommendations and program evaluations for all departments for consideration and action by the Mayor. The Mayor would be able to add, subtract or shift funds within and among departments. The Controller's Office would continue to be involved in budget preparation.</p>
<p><u>Budget/Appropriation Veto Powers</u> Mayor can veto in whole or by line item, or line item reduction.</p>	<p>Same</p>
<p><u>Supplemental Appropriations</u> Commissions/departments submit supplemental appropriation requests to the Mayor who may approve, disapprove, or reduce and then submits the request to the Board of Supervisors.</p>	<p>The Mayor would be able to submit supplemental appropriation requests directly to the Board of Supervisors without originating from the Commissions/departments.</p>
<p><u>Departmental Accountability</u> The Mayor may only deal with City departments through the Board, Commission or appointed officer of the department.</p>	<p>The Mayor would be granted authority to direct departments.</p>
<p><u>Speak Before the Board of Supervisors</u> The Mayor can speak before Board or committee meetings.</p>	<p>Same</p>
<p><u>Acting Mayor</u> The Mayor appoints a Supervisor as Acting Mayor when necessary.</p>	<p>Same</p>

BOARD OF SUPERVISORS
BUDGET ANALYST

Current Charter

Proposed Charter

<u>Emergency Powers</u> In public emergency affecting life, health or property, marshals forces to meet the emergency; actions limited to five days unless extended by emergency ordinance.	Same
<u>Vacancies</u> The Mayor fills vacancies in all elective offices.	Same
<u>Measures to Voters</u> The Mayor may submit ordinances or declaration of policy measures to the voters.	Same
<u>Appointing Commissioners</u> The Mayor appoints all commissioners without oversight by the Board of Supervisors, except for confirmation proceedings for appointments to the Redevelopment Commission Housing Authority and Port Commission.	Same except the Supervisors may reject all commission appointments within 30 days and the Mayor would have the authority to remove commissioners except the Port, Civil Service, Asian Art, Fine Arts, Veterans and Performing Arts.
<u>Department Head Hiring</u> Commissions hire and fire the directors of City departments.	The Mayor would hire department heads from lists of no less than three qualified candidates provided by the commissions. The Mayor would have the authority to directly fire a department head. In the case of the Police Chief, the Mayor or Police Commission would be able to remove the Chief.
<u>Mayor's Term of Office</u> Four year term limited to two successive terms.	Same
<u>Mayor Vacancy</u> The president of the Board of Supervisors becomes Acting Mayor until the Board of Supervisors appoints a replacement Mayor.	Same

Current Charter

Proposed Charter

<p><u>Chief Administrative Officer (CAO)</u> The Mayor appoints the CAO subject to confirmation by the Board of Supervisors. The CAO has responsibility for the Department of Public Works, Registrar of Voters, the Purchasing Office, and other administrative departments. The CAO serves a ten-year term and may be removed by a two-thirds vote by the Board of Supervisors.</p>	<p>The CAO would be replaced with the position of City Administrator. The Mayor would appoint the City Administrator to a five-year term subject to Board of Supervisors confirmation. The Mayor would be able to remove the City Administrator subject to veto by the Board of Supervisors. The City Administrator would implement the policies of the Mayor and the Board of Supervisors and coordinate administrative activity for all City departments.</p>
<p><u>Controller</u> Appointed for a ten year term and removable only for cause by 2/3 vote of the Board of Supervisors.</p>	<p>Same and the powers and duties are the same.</p>
<p>Article IV: Executive Branch -- Boards, Commissions and Departments</p>	
<p><u>Boards and Commissions -- Size and Composition</u> Commissions range in size from five members to 11 members and terms are four years staggered. Registered voters; excludes appointment of youths on commissions or boards; residency in San Francisco required for commissions; in cases of boards created by ordinance, residency requirement can be raised in unusual cases.</p>	<p>Commission sizes and terms would remain the same. The composition would remain the same except youth serve on boards established by ordinance; appointments must be "representative of the communities of interest and diverse populations in the City and County of San Francisco and have representation of both sexes."</p>
<p><u>Commission Responsibilities</u> Commission duties and responsibilities range from formulating departmental policy, hiring and firing department heads, setting rates and fees and acting as an appellate body for employee grievances.</p>	<p>The ultimate responsibility for departmental budgets, rate schedules, firing department heads would rest with the Mayor and the Board of Supervisors. Other Commission responsibilities would remain unchanged.</p>

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<u>Annual Report</u> Commissions are not currently required to provide an annual report.	By ordinance, commissions would be required to provide an annual report on its activities.
<u>Rules and Regulations</u> Commissions adopt rules and regulations.	Commissions adopt rules and regulations consistent with the Charter and ordinances. This would enable the Board of Supervisors to essentially reject or modify an action of a commission by enacting a superseding ordinance.
<u>New Charter Commissions</u> The Commission on the Status of Women and the Commission on Aging are not currently in the City's Charter. The Commission on the Environment and the Commission on Housing and Economic Development do not exist.	The proposed Charter would add the Commission on the Status of Women and the Commission on Aging. In addition, the proposed Charter would change the name of the Social Services Commission to the Human Services Commission. Would create the Commission on the Environment and the Commission on Housing and Economic Development.
<u>Reorganization of City Departments</u> Departmental reorganization of Charter departments requires voter approval.	City departments could be reorganized by executive order and allowing the Board of Supervisors to reject reorganizations within 30 days.

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Proposed Charter

<p><u>Creation of New Departments</u> Not Applicable</p>	<p>Consolidates environmental functions into the Department of the Environment. The details of these functions would be determined at a later date by the Mayor subject to the approval of the Board of Supervisors. Consolidates the Real Estate Department, Purchasing Department and the Department of Electricity and Telecommunications into the Department of Administrative Services. Merges the Mayor's Office of Housing, the Mayor's Office of Community Development and the Mayor's Business Office into the Department of Housing and Economic Development. Merges the Assessor and the Recorder's Office into the Assessor-Recorder.</p>
<p>Article V: Executive Branch -- Arts and Culture</p>	
<p>This section includes the following arts and culture departments and commissions; the Arts Commission, Asian Art Museum, Fine Arts Museum and War Memorial and Performing Arts Center.</p>	<p>This section would remain the same.</p>
<p>Article VI: Other Elected Officials</p>	
<p>This section includes the powers and duties of other elected officials which includes the Assessor, the City Attorney, the District Attorney, the Public Defender, the Sheriff and the Treasurer.</p>	<p>The powers and duties of these other elected officials would remain unchanged.</p>
<p>Article VII: Judicial Branch</p>	
<p>Includes Superior and Municipal Courts, Adult Probation and Juvenile Probation.</p>	<p>The proposed Charter would not change the powers and duties of any of the departments under Article VII: Judicial Branch.</p>

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Article VIII: Education and Libraries	
Includes the Unified School District, the Community College District, the Public Library Commission, and the Law Library.	The proposed Charter would not change the powers and duties of any of the departments under Article VIII: Education and Libraries.
Article IX: Financial Provisions	
<u>Budget Process</u> The Mayor proposes an annual budget within specified time frames. The Board of Supervisors can only reduce items in the proposed budget except capital, and requires mission-based budget (goals, plans, services to be provided and priorities). Requires an interim and final Annual Appropriation Ordinance.	The Mayor would propose the budget and the Board of Supervisors would be able to increase or decrease the budget as long as there is no overall increase to total spending within each fund. Would also require additional multi-year capital budget information and timelines would be set by ordinance.
<u>Mayoral Veto</u> The Mayor can line item veto with a possible Board of Supervisors override by a two-thirds vote.	Same
<u>Bonds and Lease Financing</u> Allows for bonds to be issued under State law and local ordinances. Requires voter approval. General obligation bonds are subject to a limitation equal to three percent of the assessed value of all taxable real and personal property. Requires voter approval of revenue bonds and lease financing with certain exceptions.	Would have the same overall controls including voter approval. The detailed provisions would be moved to the City's Administrative Code.
<u>Cash Reserves</u> Requires the City to set aside a fund for cash flow purposes equal to 10 percent of the property tax levy.	Same

Current Charter

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Audit Committee

An audit advisory committee is appointed by the Mayor and the Board of Supervisors.

The Board of Supervisors would establish an audit committee. The audit committee would maintain a direct and separate line of communication between the Board of Supervisors and the City's independent auditor as well as meet with the independent auditor to review the audited annual financial statement and the auditor's report and recommend appropriate action that the Board of Supervisors should take to implement audit recommendations.

Article X: Personnel Administration

This section covers personnel administration which includes the Civil Service Commission and the Human Resources Department which includes the recently approved Proposition L (1993) which formed the Department of Human Resources.

The proposed Charter would not change the powers and duties of any of the departments and commissions under Article X: Personnel Administration.

Article XI: Employer-Employee Relations System

This section establishes employer-employee relations, the Employee Relations Office and the methods of labor negotiating and wage setting as taken from the recently approved Proposition L (1993).

The proposed Charter would not change the employee-employer relations system and would place all of the current wage setting and negotiating systems, disciplinary and exoneration procedures and prevailing wages by incorporating them in the proposed Appendix A-Employment Provisions.

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Article XII: Employee Retirement and Health Service Systems

This Section establishes the Retirement Board/System and the Health Service Board/System.

This section would remain the same except specific sections awarding benefits are moved to Appendix A- Employment Provisions which could not be changed without a charter amendment. The recent addition permitting a retiree to serve on the Retirement Board and Health Service Board would be incorporated in the proposed Charter.

Article XII: Elections

This section covers the terms of elective offices of four years and specifies when those elections will occur. In addition, includes provisions in runoff elections, special municipal elections and establishes the Registrar of Voters.

Everything would remain the same in this section except the Registrar of Voters would be named the Department of Elections and the Director of Elections would be appointed by the City Administrator.

Article XIV: Initiative, Referendum and Recall

Provides for voter initiated referendums and recall elections

No changes would be made to this section.

Article XV: Ethics

Includes provisions for an Ethics Commission, financial disclosure, conflict of interest, penalty for official misconduct, suspension and removal, and dual office holdings.

The proposed Charter would add (1) any non-elected commissioner who seeks elective office must resign the commission post, and (2) bars persons from holding a position with the City while being employed with the State or Federal governments, provided the annual salary for the City position exceeds \$2,500.

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Article XVI: Miscellaneous Provisions	
This section includes cable car routes, City acquisition of utilities, Utility Revenue and expenditures, Airport Revenue Funds, California Academy of Sciences, Cultural, Educational and Recreational Appropriations, California Academy of Sciences, Open Space Fund, Children's Fund, Library Preservation Fund, Recreation and Parks; Buildings and Lands, and Franchises.	Article XVI: Miscellaneous Provisions would not be changed in the proposed Charter.
Article XVII: Definitions	
Provides definitions of terms including "business day", "discrimination" and "elector". "Domestic partner" is not included in the definition section.	The definitions would not change in the proposed Charter.
Article XVIII: Transition Provisions	
The current Charter does not include this section.	This section would contain transition provisions that, once implemented, would be stricken from the Charter. This section transfers 108 sections from the 1932 Charter to the City's Administrative Code that are procedural in nature.
<u>Initiative Ordinances</u> Initiative ordinances are attached to the current Charter.	Initiatives ordinances would not be attached to the proposed Charter, but included in the City's Administrative Code.
<u>Revision of Rules and Regulations</u> Not applicable	Following adoption of the proposed Charter, departments would review their rules and regulations and revise, if need be, to conform with the proposed Charter.

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<u>Protection of Incumbent Officers and Employees</u> Not applicable	Would protect the Civil Service rights of all officers and employees in cases where the proposed Charter would provide for changes or transfer of functions.
<u>Changes in Offices and Positions</u> Not applicable	This section would clarify the roles and protects the incumbency rights, of certain officers (i.e. CAO becomes the City Administrator; Controller's term would continue; The Clerk of the Board would retain his Civil Service rights; the General Manager of Social Service would become the Director of Human Services; the incumbent County Clerk-Recorder would maintain his civil service status when the office is merged with the Assessor's Office.
<u>Provisional Appointments</u> There are some City employees who have provisional appointments. According to the Civil Service Commission, there are currently approximately 2,000 provisional appointments. Provisional appointments mean an employee can have a job provided that employee passes the Civil Service exam. Because of their status, these employees do not receive retirement benefits or step pay increases.	This section would create a system to make provisional City employees permanent within five years after the passage of the proposed Charter.

Effect on the Cost of Government:

The Controller reports that the proposed new Charter would neither increase nor decrease the cost to City government.

Comments:

1. The proposed consolidation of the Real Estate Department, Purchasing Department and the Department of Electricity and Telecommunications into the Department of Administrative Services could result in savings to the City if the various administrative positions and functions are merged and positions are eliminated. The proposed Charter does not indicate how the

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consolidation would be implemented. Similarly, there would be savings to the City associated with the consolidation of the Mayor's Office of Housing, Office of Community Development and Business Office into the Department of Housing and Economic Development if the various administrative positions and functions are merged and positions are eliminated. Finally, the proposed Department of the Environment could also result in savings to the City if the various administrative positions and functions are merged and positions are eliminated.

2. As previously noted, provisional employees do not receive retirement benefits. As a result, there would be a cost to the City associated with providing retirement benefits to these employees who currently have provisional employment status but, under the proposed Charter, could become permanent within five years after passage of the proposed Charter. Becoming permanent requires Civil Service to conduct an exam and the incumbent to pass the exam.

According to Ms. Kate Favetti of the Civil Service Commission, there are approximately 2,000 provisional City employees. At an average annual salary of \$50,000 and the City's current retirement contribution rate of 5.39 percent, the maximum increased cost to the City to make these provisional employees permanent would be approximately \$5,390,000 (2,000 employees x \$50,000 average salary x 5.39% retirement contribution rate). According to Mr. Wendall Pryor of the Department of Human Resources, it is the policy of the Civil Service Commission to conduct exams in a timely manner to limit the number of provisional employees. Thus, even if the proposed Charter were not approved by the voters, the City would incur increased cost associated with making provisional employees permanent.

3. There are currently 24 commissions and boards with a total of 179 members in the City and County of San Francisco. Of those, nine do not receive any form of compensation. Of the remaining 15 boards and commissions, ten receive \$1,200 annually, two receive \$15 per meeting, two receive \$25 per meeting, and one receives \$50 per meeting. The total cost to the City for these commissioners' compensation is \$109,720 annually.

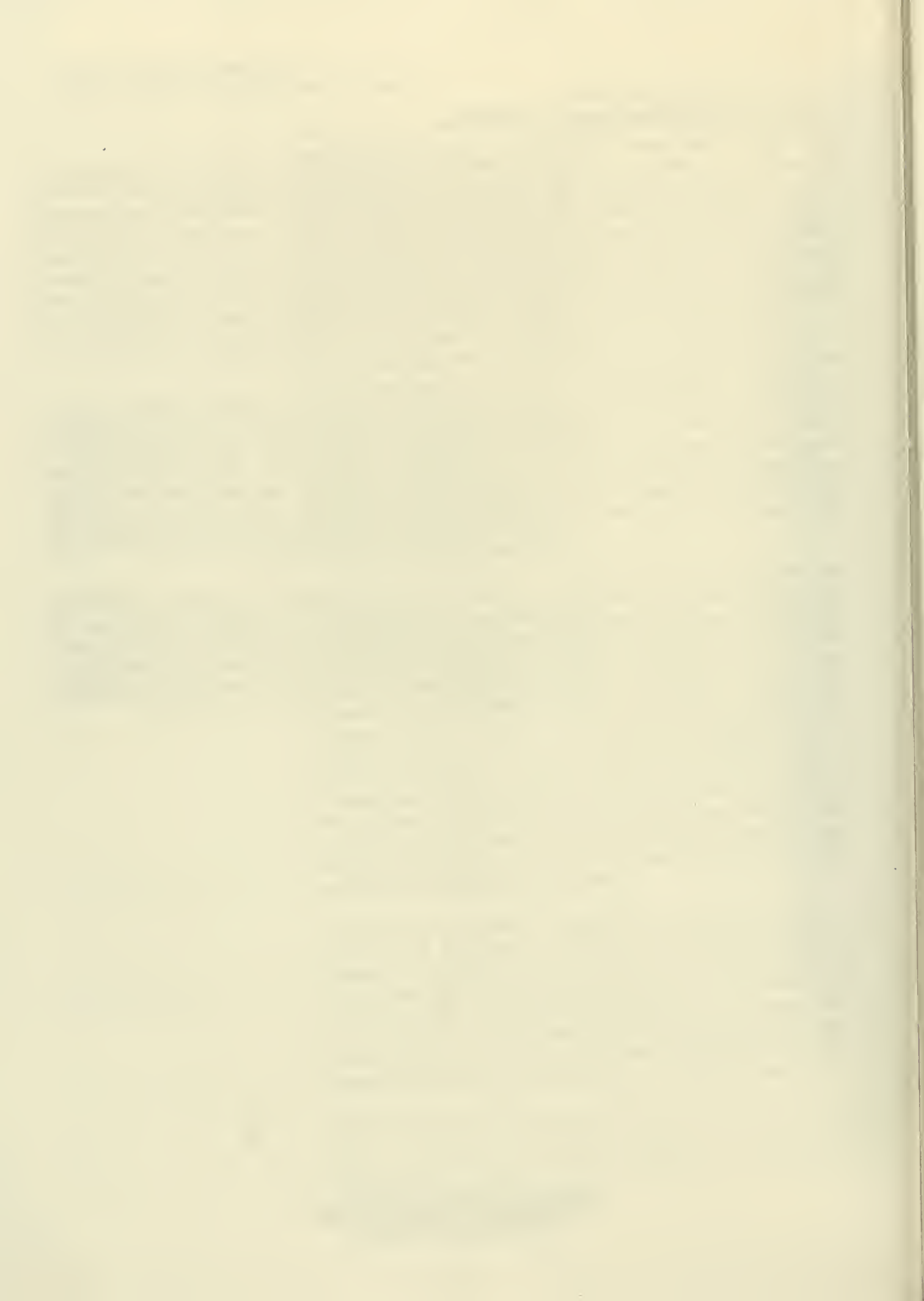
If all 24 commission and boards were to receive the same level of compensation as is included in the proposed Charter Amendment, the City would incur additional

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costs associated with the nine boards and commissions that do not currently receive compensation and possibly incur increased costs for those boards and commissions that receive less compensation than others in the City. If the Board of Supervisors were to establish commission and board compensation at \$1,200 per year (the most common current form of compensation) the City would realize increased costs of approximately \$105,080 (179 commission and board members x \$1,200 = \$214,800 and \$214,800 minus \$109,720 = \$105,080).

4. The current proposed Charter (Fourth Draft) includes Patrol Special Police Officers (PSO). PSOs receive Police Officer training and work at special beats or territories as fixed by the Police Commission. The Chief of Police recommends that the PSOs be removed from the Charter and placed in the Appendix to the Charter to permit the Police Commission and the Chief of Police to exercise the proper management over the PSOs.

In response to the Committee's inquiry concerning management of the PSOs and liability issues, Lt. Ed Pecinovsky and a representative of the City Attorney's Office will be in attendance at the July 12, 1994 Rules Committee meeting to address the Committee's questions on this matter.



Item 3 - File 262-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Proposed Ballot

Measure: Charter Amendment

Draft: First Draft

Sections Affected: Addition of Section 8.500-2, relating to domestic partner benefits.

Description: Currently, when a member of the Retirement System dies, a continuation of a portion of that member's pension benefit may be paid to a qualified survivor of that member. Members may choose from different benefits packages at the time they retire. In most cases, the Retirement System pays 50 to 75 percent of a member's pension as a continuation to qualified survivors. According to the Retirement System, most pension plans require the member to pay for a continuation to qualified survivors, usually by a reduction in pension benefits during their lifetime. However, the City's Retirement System provides these continuations to qualified survivors at no cost to the member.

Under the current rules, qualified survivors can only be spouses or minor children. (Dependent parents and dependent children also qualify for Police and Fire Department active or retired members only.) The proposed amendment to the Charter would expand the definition of qualified survivors to include a domestic partner. This amendment would allow a domestic partner to receive a continuation of a portion of his or her partner's pension benefits, at no cost to the member. (As noted above, members of retirement systems typically must pay for a dependent continuation, usually by a reduction in pension benefits during their lifetime.) In order to qualify, the domestic partnership would have to have been established at least one year before retirement or the death of an active member, and must be in place when the member dies.

The proposed Charter Amendment would also provide health benefits to domestic partners. Currently, qualified dependents receive a continuation of the health services subsidy (anticipated to be \$178 per month as of July 1, 1994, for most employees) in the event that the member

dies. This proposed Charter Amendment would expand the definition of qualified dependents to include domestic partners.

Under the proposed Charter Amendment, a domestic partner may only be defined as a qualified survivor if the domestic partnership agreement is made at least one year prior to an active member's retirement or death. Also, the domestic partnership agreement must be registered with the County Clerk (see Comment 5). These requirements parallel spousal requirements: marriages must take place at least one year prior to an active member's retirement or death to qualify as survivors, and marriages must be registered with the County Clerk (or a similar County agency outside of San Francisco).

**Effect on the Cost
of Government:**

Based on the most recent data provided by Mr. Kieran Murphy, Actuary for the Employees Retirement System, the estimated on-going cost of this Charter Amendment for pension benefits would be \$2.1 million per year for 20 years, increasing with salaries and inflation, and \$1 million per year after 20 years, increasing with salaries and inflation. Mr. Murphy estimates that the cost over the next 30 years is approximately \$37 million on a present value, lump sum basis (see Comment 1 for the basis of this estimate).

Based on data provided by Mr. Randall Smith of the Health Services System, the estimated on-going cost of this Charter Amendment for health benefits is \$91,848 per year. (See Comment 2 for the basis of this estimate.)

Comments:

1. The above estimated cost of pension continuations, at \$2.1 million per year for 20 years, increasing with salaries and inflation, and \$1 million per year after 20 years, is based on the following assumptions:

a. That approximately 6 percent of the workforce will be in a domestic partnership agreement when they retire. The Retirement System previously estimated that 12 percent of the City's workforce would be in a domestic partnership when they retire, based on a survey conducted in 1990 by the Mayor's Task Force on Family Policy, which showed that 12 percent of City employees had a domestic partner. Mr. Murphy reports that the Retirement System's estimate has been revised downward based on re-analysis of the survey data which showed that only 6 percent, rather than 12 percent, of the City's

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workforce had a domestic partner. Based on this re-analysis, the Retirement System now estimates that approximately 6 percent (rather than 12 percent) of the City's workforce would be in a registered domestic partnership at retirement.

The survey by the Mayor's Task Force on Family Policy identified the percentage of City employees who had a domestic partner, regardless of whether these employees had registered their domestic partnership with the City. The assumption that the revised estimated 6 percent of the City's workforce that had a domestic partner, based on the survey data, will actually enter into a qualified domestic partnership agreement, as estimated by the Retirement System, may overstate the costs of the proposed Charter Amendment;

b. That individuals will not register as domestic partners simply to gain additional benefits;

c. Standard valuation assumptions and projections.

2. The above estimated cost for health care subsidies is based on the assumption that:

a. Of the 427 registered domestic partners in the Health Care System, only half, or 214, are registered with the County Clerk, in conformance with the requirements of this Charter Amendment;

b. Of the remaining 213 registered domestic partners, 40 percent or 85 would request that their partner receive health care benefits. This parallels the Health Care System membership in general, since, for most groups of employees, 60 percent are medically single and 40 percent list a qualified survivor;

c. Of the 85 who would request that their partner receive health care benefits, half will outlive their partners.

3. According to Mr. Murphy, few retired members were domestic partners for at least a year at the time they retired. Therefore, the immediate costs of this proposal would not be significant.

4. A retired or active member may currently provide a pension continuation to any beneficiary, including a domestic partner, as long as the member pays for that continuation in full him- or herself, with no contribution

from the Retirement System. As noted above, the City's Retirement System currently provides continuation benefits to qualifying survivors at no cost to the member.

5. A domestic partnership may currently be established either at the County Clerk or by a notary public. The requirement that the partnership must be registered with the County Clerk would make it easier for the City to verify a partnership, according to Mr. Dan Maguire of the City Attorney's Office.

6. The proposed Charter Amendment provides that a "monthly allowance" equal to what would otherwise be payable to a surviving spouse shall be paid to the surviving domestic partner, until the surviving spouse remarries, establishes a new domestic partnership, or dies. The City Attorney recommends that the word "retirement" be added to the proposed Charter Amendment to provide additional clarity, so that the proposed Charter Amendment provides that a "monthly retirement allowance" be provided.

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Item 4 - Files 265-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Proposed Ballot

Measure: Charter Amendment

Draft: Second Draft

Sections Affected: Adding a new Charter Section 3.708 to establish, by Charter, a Commission on the Status of Women and amending Section 8.107 to provide that Commission members may only be removed for official misconduct.

Description: The proposed Charter Amendment would establish the Commission on the Status of Women as a Charter-mandated commission. The proposed Charter Amendment states that the Commission shall consist of seven members, appointed by the Mayor for four years, to be removed by the Mayor only for official misconduct.

Currently, the Commission on the Status of Women is established by the Administrative Code only. The proposed Charter Amendment would make no changes to the Commission on the Status of Women, other than to mandate the Commission in the City's Charter. Also currently Charter Section 8.107 provides that Commission members may be removed by the Mayor at the Mayor's discretion. The proposed amendment of Section 8.107 would allow removal of Commission members only for official misconduct.

**Effect of the Cost
of Government:**

The proposed Charter amendment would mandate a maximum cost of \$4,200 per year for Commissioners' compensation. Half of this maximum of \$4,200, or \$2,100, is currently included in the Commission on the Status of Women's budget, but is not Charter-mandated (see Comment 2).

Comments:

1. All City commissions except four (the Commission on the Status of Women, the Film Commission, the Commission on Aging, and the Rent Board) are Charter-mandated commissions, according to Ms. Sharon Johnson of the Commission on the Status of Women.

2. The proposed Charter Amendment would mandate that members of the Commission on the Status of Women be compensated at least \$25 for each Commission meeting

attended, for up to two Commission meetings per month. Commissioners are currently paid \$25 per meeting, and these costs are included in the Commission on the Status of Women's budget. However, the costs are not currently mandated. Under the proposed Charter Amendment, such costs would be mandated.

The maximum total cost to compensate Commissioners would be \$4,200 under the proposed Charter amendment (seven members times 24 meetings (two per month) per year times \$25). The maximum liability would be in excess of current budgeted costs, but anticipated actual costs would not increase because currently, the Commission meets only once per month, and anticipates continuing to meet only once a month. Thus, the current annual cost for twelve meetings is \$2,100 (meeting once per month), while the maximum potential liability for 24 meetings per year is \$4,200 (meeting twice per month).

3. The proposed Charter Amendment would have no additional fiscal impact, according to the Controller. The Budget Analyst concurs that the proposed Charter Amendment would have no additional fiscal impact, because funds to support the only mandated costs are already included in the budget of the Commission on the Status of Women.

4. The Board of Supervisors is also considering a proposed entirely new Charter for the City (see Item 2). The proposed new Charter includes the Commission on the Status of Women as a Charter Commission. The difference between the proposed new Charter and this proposed Charter Amendment is that this proposed Charter Amendment would establish terms of office for Commissioners, so that the Mayor and the Board of Supervisors would be empowered to remove Commissioners only in response to official misconduct on the part of a Commissioner.

Under the proposed new Charter, Commissioners would serve at the pleasure of the Mayor, and could be discharged at any time.

Item 5 - File 267-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Proposed Ballot Measure:

Charter Amendment

Draft:

First Draft

Sections Affected:

The proposed Charter Amendment would amend the Charter to delete Sections 3.698, 3.698-1, 3.698-2, and 3.698-3, eliminating the Parking and Traffic Commission and the Department of Parking and Traffic, and amend Sections 3.510, 3.538, 3.552 and 7.403 related to street traffic control and parking facility administration.

Description:

The proposed Charter Amendment would eliminate the Parking and Traffic Commission and the Department of Parking and Traffic (DPT). The DPT was created in November 1988, when the voters approved Proposition D, which brought parking and traffic-related functions from the Police Department, the Department of Public Works, the Tax Collector and the Planning Department into the new DPT.

Under the proposed Charter Amendment, administration of the Parking Ticket Enforcement Program, including the issuance, processing and administrative adjudication of parking tickets, would be transferred from the DPT to the Police Department (SFPD), with the provision that the Board of Supervisors would have the power to transfer the administration of all or part of the Parking Ticket Enforcement Program from the Chief of Police to the head of any other City department.

The Department of Public Works (DPW) would, under the proposed Charter Amendment, assume responsibility from the DPT for traffic research and planning, and street traffic control devices.

The Recreation and Park Department (RPD) receives revenues from subsurface parking facilities located under land held by the RPD, but these facilities are administered by the DPT. The proposed Charter Amendment would shift leasing authority for all City-owned parking facilities to the Parking Authority, as opposed to the Parking and Traffic Commission. The Parking Authority is an agency formed by the City

pursuant to State law, under Chapter 17 of the Administrative Code, and would continue to exist if the DPT was dismantled.

**Effect on the Cost
of Government:**

The Controller's Office reports that the proposed Charter Amendment would not effect the cost of government in and of itself.

Although the proposed Charter Amendment itself would not effect the cost of government, the Budget Analyst notes that implementation of the proposed Charter Amendment could increase or decrease the cost of government. The cost of government could decrease if administrative or other positions were eliminated, rather than transferred to other departments, during implementation of the proposed Charter Amendment. The cost of government could increase if the SFPD replaced civilian supervisors in parking enforcement and parking violation processing with sworn personnel.

Comments:

1. The proposed Charter Amendment would generally return parking and traffic functions to the City departments that handled these functions prior to passage of Proposition D in 1988. However, on January 1, 1994 the DPT acquired the responsibility for processing and adjudication of parking violations from the Municipal Court, pursuant to State Assembly Bill 408, which decriminalized parking violations. The proposed Charter Amendment would transfer the function of parking violation processing and adjudication to the SFPD, along with returning parking violation enforcement (i.e., the issuance of parking tickets) to the SFPD. The DPT currently has 68 positions in its Traffic Citation and Adjudication Divisions for parking violation processing and adjudication.

2. If the proposed Charter Amendment is approved, staff of the DPT would either be transferred to the other City departments that would assume DPT functions, or their positions would be eliminated. Ms. Kathryn Hile of the DPT reports that the DPT staff is currently divided along the following functional lines:

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<u>Function</u>	<u>No. of Personnel</u>	<u>Likely New Dept. if Charter Amend. Approved</u>
Traffic Engineering & Operations	119	DPW
Residential Parking	11	DPW
Parking Enforcement	321	SFPD
Traffic Citation & Adjudication	68	SFPD
School Crossing Guards	91 (part time)	SFPD
Parking Facility Admin.	5	Parking Authority
Personnel/Accounting/ Administration	<u>15</u>	Not Known
Total Personnel	630	

3. Issuance of parking citations in the four years that the DPT has administered parking violation enforcement has generally been below the level of citation issuance by the SFPD in the last two years when the SFPD was responsible for parking violation enforcement, as shown in the following chart.

Annual Number of Parking Citations Issued

<u>Fiscal Year</u>	<u>Issuing Agency</u>	<u>Parking Citations</u>
1988-89	SFPD	2,982,456
1989-90	SFPD	2,513,453
1990-91	DPT	2,400,421
1991-92	DPT	2,660,898
1992-93	DPT	2,300,422
1993-94	DPT	2,313,194

based on 10 mos.

However, DPT Senior Management Analyst Ms. Jocelyn Kane notes that citation issuance actually started to decline in the last year that issuance was administered by the SFPD. Ms. Kane advises that several factors have effected the number of citations issued by the DPT, including (1) greater citizen compliance with parking laws because of fine increases for violations; (2) more frequent

use of Parking Control Officers (PCOs), rather than Police Officers, to handle traffic control at special events, thereby reducing the time PCOs have to issue parking tickets; and (3) the allocation of 31 PCOs to respond to citizen-initiated parking complaints. While these PCOs continue to issue parking tickets when not on call, a large portion of their time is spent handling individual matters, such as towing vehicles parked across driveways.

4. The Police Commission, at its June 29, 1994 meeting, approved a resolution urging the Board of Supervisors to disapprove the placement of the proposed Charter Amendment on the November ballot. The resolution cites Proposition D, approved by the voters on June 7, 1994, as evidence that the voters "wanted full staffing for our community policing efforts at the district stations," and notes that "other major metropolitan centers have already recognized that the establishment of Parking and Traffic Departments enables a Police Department to devote more attention to criminal activity which threatens public safety."

5. Commander Richard Holder of the SFPD Special Operations Division states that, if the SFPD had to administer parking enforcement and parking violation processing/adjudication (the Parking Fines Bureau), existing civilian supervisors in the DPT would probably be replaced with sworn personnel. Commander Holder advises that the chain of command would be unclear in the Special Operations Division if part of the Division was supervised by Sergeants, and another part was supervised by civilians. Commander Holder advises that SFPD supervision levels will already be taxed by the increase in Officers for community policing. Commander Holder states that, if the proposed Charter Amendment is approved, the SFPD would need new staffing at the Sergeant level, although the level of new staffing has not yet been determined. Commander Holder also advises that the SFPD would have to increase staffing in its Management Control Unit, which handles citizen complaints about civilian SFPD staff, if the SFPD was to take on responsibility for an additional estimated 480 civilians.

6. Ms. Kane of the DPT reports that in FY 1993-94 the DPT received an average of 274 calls per day to its citizen complaint phone number regarding blocked driveways and other parking problems. Commander Holder states

that these calls would have to be absorbed by the SFPD dispatch system.

7. Ms. Lisbet Engberg of the DPT states that moving parking enforcement and parking violation processing to the SFPD would run counter to the trend toward community policing and placing more Officers on the street, by placing a significant new administrative burden on the SFPD. Ms. Engberg advises that shifting parking enforcement activities back to the SFPD could decrease productivity and revenues. Ms. Engberg states that parking enforcement activities would take a low priority at the SFPD, whereas they are now a central focus of the DPT.

8. Mr. John Cribbs, Director of the DPW, states that the DPW has no position on the proposed Charter Amendment. Mr. Cribbs advises that the DPW could probably handle Traffic Engineering and Operations, and Residential Parking, without adding additional staff to those that would likely be transferred from the DPT.

Item 6 - File 273-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Proposed Action: Charter Amendment

Draft: Third

Section Affected: Charter Sections 8.400 (h), 8.401, 8.401-1, 8.407 and 8.407-1 would be deleted.

Charter Sections 8.409, 8.409.1, 8.409-3, and 8.409-4 would be amended.

Description: 1. Charter Section 8.400 (h) provides that all increases in wages of employees shall be determined at the time of the preparation of the annual budget estimates. Charter Section 8.401 concerns compensation of officers and employees subject to Salary Standardization. Charter Section 8.401-1 concerns the duration of compensation schedules. Charter Section 8.407 provides a definition of generally prevailing rates of wages and Charter Section 8.407-1 concerns compensation adjustments under Salary Standardization.

These sections would be deleted from the Charter.

2. Charter Sections 8.409, 8.409.1, 8.409-3, and 8.409-4 address rights and obligations of employees and employer concerning collective bargaining and impartial arbitration of employment disputes. These Sections would be amended so that collective bargaining and binding arbitration would be used as the method of setting salaries, benefits and other terms and conditions of employment for all City employees, instead of just those employee organizations that have opted to participate in collective bargaining instead of salary standardization based on Civil Service determination of prevailing rates of pay.

Effect on the Cost of Government: The Controller has stated that in and of itself, this proposed Charter Amendment will not affect the cost of government. However, as a product of its possible future application, costs may either increase or decrease in amounts presently indeterminable, but possibly substantial.

However, as described below, the proposed Charter Amendment provides for one year salary and benefits freezes for Police, Firefighters, Transit Operators, Airport Police and

elected officials. Therefore, personnel costs for these bargaining groups will not increase in Fiscal Year 1995-96.

Comments:

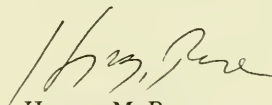
1. According to Ms. Vicky Clayton, Deputy City Attorney, the results of this proposed Charter Amendment may be summarized as follows:

- All miscellaneous employees who used to be covered by the "formula" salary setting provisions of the Charter would now collectively bargain their wages. Nurses and Transit Operators may opt into collective bargaining and binding arbitration with the approval of the Mayor and the Board of Supervisors.
- Strikes are prohibited and any employee organization that engages in a strike will lose the ability to arbitrate bargaining disputes.
- Salaries and benefits of elected officials will be set by the Civil Service Commission. A salary freeze for elected officials would become effective for Fiscal Years 1994-95 and 1995-96. Thereafter, salary increases for elected officials will be limited by increases in the Consumer Price Index and may not exceed 5% annually. Benefits for elected officials may equal but not exceed the benefits provided to miscellaneous employees.
- Existing Section 8.409-3 language that excludes binding arbitration for all "merit system" matters not related to compensation (i.e. hours and other terms and conditions of City employment) will continue. The Civil Service Commission's duty to meet and confer separately regarding these matters also remains unchanged.
- Employee organizations can negotiate departmental MOUs with the approval and oversight of the Human Resources Director. Such MOUs would only involve matters within the jurisdiction of Departmental Personnel Officers, such as working conditions, and cannot address compensation issues or conflict with City-wide MOUs. Department MOUs would have to be adopted by an ordinance approved by the Board of Supervisors.
- Impasse procedures have been changed to provide for "issue by issue" arbitration rather than "package" arbitration. The arbitration panel will also be required to issue findings on a preponderance of evidence regarding mandatory factors which include the City's ability to pay for the arbitration award and the annual joint report of the Controller, Mayor's

Memo to Rules Committee
July 12, 1994 Rules Committee Meeting

Finance Director and Board of Supervisors Budget Analyst
on the City's fiscal condition.

- The Board of Supervisors authority to override an arbitration decision has been removed from the proposed Charter Amendment. The parties (i.e. the City and the Employee Organizations) have ten days, or a mutually agreeable extension beyond ten days, after issuance of the arbitrator's award to agree to amend the award. The award becomes public for 14 days prior to becoming effective to comply with the City's Sunshine Ordinance. Either party may challenge the award in court.
- Nurses, Transit Operators, Police, Fire and Airport Police collective bargaining Charter Sections (8.403, 8.404 and 8.590-1) would remain in effect. Police, Fire and Transit Operator wages and benefits will be frozen for Fiscal Year 1995-96 at the rates in effect on June 30, 1995. Airport Police wages and benefits will be frozen for the Fiscal Year immediately following expiration of the MOU in effect at the time this proposed Charter Amendment becomes effective.
- All MOUs negotiated by the City and County and Employee Organizations would require approval by Board of Supervisor's ordinance before becoming effective.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley

Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

July 12, 1994

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11
BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

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July 15, 1994

TO: 11 Rules Committee

FROM: 11 Budget Analyst Recommendation

SUBJECT: July 19, 1994 Rules Committee Meeting

Item 4 - File 278-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Item: Motion ordering submission of an ordinance amending the Administrative Code by adding Sections 5.87 through 5.89, relating to the creation of an Elections Task Force and provides for the appropriation of \$25,000 for the work of the Task Force.

Description: The proposed motion would submit an ordinance amending Chapter VIII of the San Francisco Administrative Code by adding Sections 5.87 through 5.89 to establish an Elections Task Force and appropriate \$25,000 for the Task Force's work. According to the proposed motion, the Elections Task Force would prepare one or more plans, in the form of Charter Amendments, that would provide the people of San Francisco with "a fair and adequate method" of electing members of the Board of Supervisors. The proposed motion states that the Task Force would consider all relevant factors, including the costs associated with seeking election to the Board of Supervisors, effective representation of the diversity of the City's neighborhoods and communities, the effect on the legislative process of establishing geographical districts within the City, the most appropriate number of supervisorial seats and the

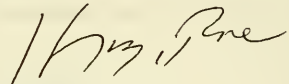
Memo to Rules Committee
July 19, 1994 Rules Committee Meeting

compensation provided to the members of the Board of Supervisors. The Elections Task Force would present its plans to the Board of Supervisors no later than May 1, 1995.

The proposed Elections Task Force would consist of nine members. The Mayor, the Board of Supervisors, and Registrar of Voters would each appoint three members to the Task Force. The proposed motion states that the Task Force members would be broadly representative of the people of San Francisco. The Registrar of Voters, or his or her designee, would serve as a nonvoting member of the Task Force. Task Force members would serve without compensation.

**Effect on the Cost
of Government:**

The proposed Section 5.89 provides for the appropriation of \$25,000 to fund the Task Force in the performance of its duties. Any funds remaining after the Task Force completes its duties would be returned to the General Fund of the City and County.


Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
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S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

July 19, 1994

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San Francisco CA

RULES ()
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

SPECIAL
RULES MEETING

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MONDAY, JULY 25, 1994, 1:30 PM

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

Disability Access

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For a large print copy of an agenda, contact Moe Vazquez at (415) 554-4909.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

1. File 278-94-1. [Ballot Measure, Elections Task Force] Motion ordering submission of an ordinance amending the Administrative Code by adding Sections 5.87 through 5.89, relating to the creation of an Elections Task Force and appropriating \$25,000 for the work of the task force. (Supervisor Hallinan)

(Consideration Cont'd from 7/5/94)

ACTION:

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

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BOARD OF SUPERVISORS

BUDGET ANALYST

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July 21, 1994

TO: Rules Committee
FROM: Budget Analyst *Recommendations.*
SUBJECT: July 25, 1994 Special Rules Committee Meeting

Item 1 - File 278-94-1

Note: This item was continued by the Rules Committee at its meeting of July 5, 1994.

Item: Motion ordering submission of an ordinance amending the Administrative Code by adding Sections 5.87 through 5.89, relating to the creation of an Elections Task Force and appropriating \$25,000 for the work of the Task Force.

Description: The proposed motion would submit an ordinance amending Chapter VIII of the San Francisco Administrative Code by adding Sections 5.87 through 5.89 to establish an Elections Task Force and appropriate \$25,000 for the Task Force's work. According to the proposed motion, the Elections Task Force would prepare one or more plans, in the form of Charter Amendments, that would provide the people of San Francisco with "a fair and adequate method" of electing members of the Board of Supervisors. The proposed motion states that the Task Force would consider all relevant factors, including the costs associated with seeking election to the Board of Supervisors, effective representation of the diversity of the City's neighborhoods and communities, the effect on the legislative process of establishing geographical districts within the City, the most appropriate number of supervisorial seats and the compensation provided to the members of the Board of

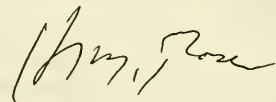
Memo to Rules Committee
July 25, 1994 Special Rules Committee Meeting

Supervisors. The Elections Task Force would present its plans to the Board of Supervisors no later than May 1, 1995.

The proposed Elections Task Force would consist of nine members. The Mayor, the Board of Supervisors, and Registrar of Voters would each appoint three members to the Task Force. The proposed motion states that the Task Force members would be broadly representative of the people of San Francisco. The Registrar of Voters, or his or her designee, would serve as a nonvoting member of the Task Force. Task Force members would serve without compensation.

**Effect on the Cost
of Government:**

The proposed motion would appropriate from any legally available funds \$25,000 to fund the Task Force in the performance of its duties. Any funds remaining after the Task Force completes its duties would be returned to the General Fund of the City and County.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
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BOARD OF SUPERVISORS
BUDGET ANALYST

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

July 25, 1994

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BOARD of SUPERVISORS

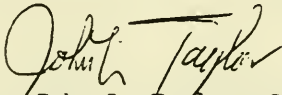


City Hall
San Francisco 94102
554-5184

JULY 28, 1994

NOTICE OF CANCELLED MEETING

NOTICE ~~IS~~ HEREBY GIVEN that the regularly scheduled meeting of the Rules Committee for Tuesday, August 2, 1994 at 10:00 a.m., has been cancelled. The next regular scheduled Rules Committee meeting will be on Tuesday, August 16, 1994 at 9:00 a.m. in Room 228, City Hall, San Francisco.


John L. Taylor, Clerk
Board of Supervisors

POSTED: 7/28/94

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

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RULES MEETING

TUESDAY, AUGUST 16, 1994, 9:00 AM

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

Disability Access

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1. File 33-94-4. [Mayor's Appointments to the Port Commission] Consideration of confirming Mayor's appointment of Michael E. Hardeman, Port Commission vice James Herman (Seat No. 40202), term expired May 1, 1994, for the four-year term ending May 1, 1998. (Mayor)

Applicant: Michael Hardemen

ACTION:

2. File 92-93-49. Consideration of appointment of members to the Veterans Affairs Council, vice Mary O'Toole Goodspell (Category 3), resigned, for new four-year term ending January 31, 1998. (Clerk of the Board) Board No. 238.
(Continued from 5/3/94)

Applicants: John R. Harrison
Edwin A. Wilkerson
Ingrid E. Sarembe

ACTION:

3. File 92-94-37. [Appointment, Hazardous Materials Advisory Cmte.] Hearing consideration of appointment of a member to the Hazardous Materials Advisory Committee, vice Aurea Luis-Carnes, term expired, for a new four-year term ending July 1, 1998. (Board No. 226) (Clerk of Board)

Applicant: Aurea Luis-Carnes

ACTION:

4. File 92-94-31. [Appointments, Park and Open Space Advisory Cmte.] Hearing consideration of appointment members to the Park and Open Space Advisory Committee, vice Jill L. Hallinan (Seat No. 23303 - Nominee/Supervisor Alioto), Jacob Sigg (Seat No. 23302 - Nominee/Supervisor Shelley), Alan Weaver (Seat No. 23309 - Nominee/Supervisor Leal/Organization List), Nan McGuire (Seat No. 23312 - Nominee/Supervisor Hallinan), Deborah Gellerman (Seat No. 23310 - Nominee/Supervisor Maher/Organization List), Lonnie Lawson (Seat No. 23304 - Nominee/Supervisor Migden), Teresa Ow-Wing (Seat No. 23305 - Nominee/Supervisor Hsieh/Organization List), Ina F. Dearman (Seat No. 23308 - Nominee/Supervisor Maher), Claire Isaacs (Seat No 23306 - Nominee Supervisor Conroy), Lynn Althuler (Seat No. 233011 - Nominee Supervisor Alioto/Organization List), and Sharon Hewitt (Seat No. 23307 - Nominee Supervisor Kennedy), terms expiring, for two-year terms ending July 1, 1996. (Clerk of the Board).

Applicants: Nan McGuire (Supervisor Hallinan)
Lonnie Lawson (Supervisor Migden)
Sharon Hewitt (Supervisor Kennedy)
Julia Viera

ACTION:

5. File 92-94-39. [Appointment, Assessment Appeals Board] Hearing consideration of appointment of members to the Assessment Appeals Board, vice Samuel Martinez (Seat No. 21001 - Regular Member - #1), Blayne L. Asher (Seat No. 21006 - Alternate Member/Hearing Officer - #1), and Joseph Morales (Seat No. 21005 - Alternate Member/Hearing Officer - #1), terms expired, for three-year terms ending September 30, 1997. (Clerk of the Board)

Applicants: Samuel Martinez

ACTION:

6. File 92-94-38. [Appointment, Association Bay Area Governments, Executive Board] Hearing consideration of appointment of member to the Association of Bay Area Governments Executive Board, vice Mayor's appointment, term expired, for one-year term ending June 30, 1995. (Clerk of the Board)

Applicant:

ACTION:

7. File 92-93-60. Consideration of appointments of members to the Airport Noise Committee vice James Estey (Supervisor Shelley - Seat No. 20507), Charles Kroupa (Supervisor Leal - Seat No. 20510), Jerome Sapiro (Supervisor Kaufman - Seat No. 20515), Mark Young (Supervisor Migden - Seat No. 20517), and Barbara Sahn (Department of City Planning - Seat No. 20506), terms expired September 30, 1993, for new three-year terms ending September 30, 1996. (Clerk of the Board)

Applicant: Juan Escano, Jr. (Supervisor Shelley)

ACTION:

8. File 92-94-29. [Appointments, City-Wide Alcoholism Advisory Board] Hearing consideration of appointment of members to the City-Wide Alcoholism Advisory Board vice, Eugene Coleman (Seat No. 20614), Georgia B. Creel (Seat No. 20611) and Deborah Dupire (Seat No. 20613), terms expiring, for three-year terms ending July 1, 1997; Louis J. Dunn (Seat No. 20610), term expired, for three-year term ending July 1, 1997. (Clerk of the Board)

Applicants: Eugene Coleman

Georgia B. Creel

Deborah Dupire

Louis J. Dunn

ACTION:

9. File 92-93-48. Consideration of appointment of a member to the City-Wide Alcoholism Advisory Board, vice Joe Caruso, resigned, for the unexpired portion of the three-year term ending July 1, 1995. (Clerk of the Board) Board No. 206.

Applicants: James Abrams

Kathy Anderson
Alex Bobroff
Bruce E. Chan
Constance Charcho
Linda Davis-Hills
Franklin D. Jasko
Dominique Leslie
Doreen Querido
Russell Scott
Lynne A. Torres

ACTION:

10. File 92-94-6. [Appointments, City-Wide Alcoholism Advisory Board] Consideration of appointments to the City-Wide Alcoholism Advisory Board, vice Mary Jane D'Orazi (Seat No. 20612), resigned, for new three-year term ending July 1, 1997; William Gatt (Seat No. 20612), resigned, for new three-year term ending July 1, 1997; and Paula Fiscal Ballantine (Seat No. 20605), resigned, for unexpired portion of three-year term, ending July 1, 1996. (Clerk of the Board)

Applicants: James Abrams

Kathy Anderson
Alex Bobroff
Bruce E. Chan
Constance Charcho
Linda Davis-Hills
Franklin D. Jasko
Dominique Leslie
Doreen Querido
Russell Scott
Lynne A. Torres

ACTION:

11. File 60-94-12.2. [Jail Bond Ballot Argument] Hearing to consider proponent's ballot argument concerning the San Bruno Jail bond measure. (Supervisor Maher)

ACTION:

12. File 60-94-12.3. [Sewer Revenue Bond Ballot Argument] Hearing to consider proponent's ballot argument concerning the sewer revenue bond measure. (Supervisor Alioto)

ACTION:

13. File 60-94-12.4. [Asian Art Museum Bond Ballot Argument] Hearing to consider proponent's ballot argument concerning the Asian Art Museum bond measure (Old Main Library). (Supervisor Shelley)

ACTION:

14. File 60-94-12.5. [City Hall Improvements Bond Ballot Argument] Hearing to consider proponent's ballot argument concerning City Hall non-seismic improvement bond measure. (Supervisor Hsieh)

ACTION:

15. File 60-94-14. [Ballot Arguments, November 1994 Election] Hearings to consider ballot arguments concerning all propositions on the November ballot for which no Supervisor has submitted an argument. (Clerk of the Board)

ACTION:

16. File 262-94-2. [Domestic Partners Ballot Argument] Hearing to consider proponent's ballot argument concerning the domestic partners charter amendment. (Supervisor Migden)

ACTION:

17. File 265-94-2. [Commission on Status of Women Ballot Argument] Hearing to consider proponent's ballot argument concerning the Commission on the Status of Women charter amendment. (Supervisor Maher)

ACTION:

18. File 273-94-2. [Salary Reform Ballot Argument] Hearing to consider proponent's ballot argument concerning salary reform charter amendment. (Supervisor Shelley)

ACTION:

19. File 278-94-2. [Elections Task Force Ballot Argument] Hearing to consider proponent's ballot argument concerning the Elections Task Force proposition. (Supervisor Hallinan)

ACTION:

20. File 60-94-14. [Ballot Arguments, November 1994 Election] Hearings to consider ballot arguments concerning all propositions on the November ballot for which no Supervisor has submitted an argument. (Clerk of the Board)

ACTION:

21. File 60-94-15. [Building Inspection Commission Ballot Argument] Hearing to consider ballot argument concerning the Building Inspection Commission initiative charter amendment. (Clerk of the Board)

ACTION:

22. File 60-94-16. [Rent Control Initiative Ordinance] Hearing to consider ballot argument concerning the Rent Control initiative ordinance. (Clerk of the Board)

ACTION:

23. File 60-94-17. [Downtown Transit Assessment District] Hearing to consider ballot argument concerning the Downtown Transit Assessment District initiative ordinance. (Clerk of the Board)

ACTION:

24. File 60-94-18. [Free Public Notice Ordinance Ballot Argument] Hearing to consider ballot argument concerning the Free Public Notices initiative ordinance. (Clerk of the Board)

ACTION:

25. File 60-94-19. [Collection of Refuse/Recycling Ballot Argument] Hearing to consider ballot argument concerning the Collection of Refuse and Recycling initiative ordinance. (Clerk of the Board)

ACTION:

26. File 60-94-20. [Ferry Building/Pier 52 Ordinance Ballot Argument] Hearing to consider ballot argument concerning the Ferry Building and Pier 52 initiative ordinance. (Clerk of the Board)

ACTION:

27. File 60-94-21. [Youth Commission Policy Ballot Argument] Hearing to consider ballot argument concerning the Youth Commission declaration of policy. (Clerk of the Board)

ACTION:

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

August 16, 1994

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BOARD OF SI
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SPECIAL RULES MEETING

MONDAY, AUGUST 29, 1994 12:30 P.M.

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

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1. File 60-94-12.7. [Rebuttal Argument to Prop A, Jail Bonds] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition A, the San Bruno Jail bond measure. (Supervisor Maher)

ACTION:

2. File 60-94-12.8. [Rebuttal Argument, Prop B, Asian Art Museum Bond] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition B, the Asian Art Museum bond measure. (Supervisor Shelley)

ACTION:

3. File 60-94-12.9. [Rebuttal Argument to Prop C, City Hall Bonds] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition C, the City Hall bond measure. (Supervisor Hsieh)

ACTION:

4. File 60-94-12.10. [Rebuttal Argument to Prop D, Sewer Revenue Bonds] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition D, the sewer revenue bond measure. (Supervisor Alioto)

ACTION:

5. File 265-94-3. [Rebuttal Argument to Prop E, Comm Status Women] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition E, a charter amendment concerning the Commission on the Status of Women. (Supervisor Maher)

ACTION:

6. File 273-94-3. [Rebuttal Argument to Prop F, Collective Bargaining] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition F, a charter amendment concerning collective bargaining. (Supervisor Shelley)

ACTION:

7. File 262-94-3. [Rebuttal Argument to Prop H, Domestic Partners] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition H, a charter amendment concerning domestic partner retirement benefits. (Supervisor Migden)

8. File 278-94-3. [Rebuttal Argument to Prop L, Elections Task Force] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition L, an ordinance concerning the Elections Task Force. (Supervisor Hallinan)

ACTION:

9. File 60-94-20.1. [Rebuttal Argument to Prop P, Ferry Bldg/Pier 52] Hearing to consider motion authorizing rebuttal to opponent's ballot argument opposing Proposition P, an ordinance concerning the Ferry Building and Pier 52. (Supervisor Bierman)

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

August 29, 1994

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BOARD of SUPERVISORS



City Hall
San Francisco 94102
554-5184

AUGUST 31, 1994

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NOTICE OF CANCELLED MEETING

NOTICE IS HEREBY GIVEN that the regularly scheduled meeting of the Rules Committee for Tuesday, September 6, 1994, at 10:00 a.m., has been cancelled. The next regular scheduled Rules Committee meeting will be Tuesday, September 20, 1994 at 10:00 a.m.

John L. Taylor
John L. Taylor
Clerk of the Board

POSTED: August 31, 1994

**RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102**

IMPORTANT HEARING NOTICE

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BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

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SEP 16 1994

SAN FRANCISCO
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RULES MEETING

TUESDAY, SEPTEMBER 20, 1994 - 10:00 A.M.

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

Disability Access

The Board of Supervisors Committee Meeting Room (228) and the Legislative Chamber of the Board are on the second floor of City Hall.



Both the Committee Room and the Chamber are wheelchair accessible. The closest accessible BART Station is Civic Center, 2 1/2 blocks from City Hall. Accessible MUNI line serving this location is the #42 Downtown Loop as well as the METRO stations at Van Ness and Market and at Civic Center. For more information about MUNI accessible services, call 923-6142.



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For a large print copy of an agenda, contact Moe Vazquez at (415) 554-4909.

In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

1. File 33-94-5. Resolution confirming Mayor's appointment to the San Francisco Redevelopment Agency. (Mayor)

Applicant: Benny Yee

ACTION:

2. File 92-94-19. [Appointments, National Blue Ribbon Commission] Consideration of appointments to the National Blue Ribbon Commission, vice Sherri Chiesa (Seat No. 20402/Nominee Supervisor Alioto), resigned, Michael Frederickson (Seat No. 20414/At-Large), resigned, Laura Hamasaka (Seat No. 20421/At-Large), resigned, Laurence Pelosi (Seat No. 20415/At-Large), resigned, Jim Rivaldo (Seat No. 20409/Nominee Supervisor Maher), resigned, and Vicki Rega (Seat No. 20407/Nominee Supervisor Kaufman), resigned, for the unexpired portion of two-year terms ending June 30, 1995. (Clerk of the Board)

Applicants: Barbara Alder

Katherine S. Baginski

Robert H. Chan

Robert Chapnick MD

Verna Clark

Theresa Lynn Coleman

Argentina Davila Luevano

Lesley Duncan

Catania O. Galvin

C. Wayne Geiselman

Charles Higgins

Mark J. Kennedy

Thomas Lindsay

Marivic B. Mabanag

Robert Nelson

Jorge R. Palafox

Julie Riewe

Jim Salinas (Supervisor Alioto)

Michael J. Sears

Ms. C. J. Thompson White

Rita Adrian

Roger L. Bartlett

Cynthia M. Chang

Constance Charcho

Michael Colburno

Carole S. Cullum

Magda Elena Diaz

Barry Fisher

Ben Gardiner

Judy Goddess

Richard L. Holland

Sam Lawson

Michael S.N. Ma

Michael J. McAvoy

Randy Newcomb

Barney P. Popkin

Jason Ollander-Krane

Elaine Shen

David Serramo Sewell

Stephen Townsend

ACTION:

3. File 92-94-4-7. [Appointment, Veterans Affairs Council] Consideration of appointment of member to the Veterans Affairs Council, vice Sarah Ann Davis, (Seat No. 23808 - Category #2), resigned, for unexpired portion of four-year term, ending January 31, 1995. (Clerk of the Board)

Applicant: Ingrid Sarembe

ACTION:

4. File 92-94-31. [Appointments, Park and Open Space Advisory Cmte.] Hearing consideration of appointment of members to the Park and Open Space Advisory Committee, vice Jill L. Hallinan (Seat No. 23303 – Nominee/Supervisor Alioto), (Seat No. 23309 – Nominee/ Supervisor Leal), Deborah Gellerman (Seat No. 23310 – Nominee/Supervisor Maher/ Organization List), Teresa Ow-Wing (Seat No. 23305 – Nominee/Supervisor Hsieh/Organization List), Lynn Althuler (Seat No. 233011 – Nominee Supervisor Alioto/Organization List), terms expired, for two-year terms ending July 1, 1996. (Clerk of the Board).

Applicants: Katharine Van Rensselaer Webster (Supervisor Leal)
 Julie Viera (Supervisor Hsieh)
 Betty L. Traynor (Sierra Club)
 Susan Arnesen (Sierra Club)

ACTION:

5. File 92-94-34. [Seismic Safety Retrofit Bond Program] Consideration of appointment of member of the Seismic Safety Retrofit Bond Program, vice Rev. John E. Hurley, CSP (Seat No. 26812), resigned, for unexpired portion of two-year term ending on March 1, 1995. (Clerk of the Board)

Applicant: Father Daniel E. McCotter

ACTION:

6. File 92-94-39. [Appointment, Assessment Appeals Board] Hearing consideration of appointment of members to the Assessment Appeals Board, vice Samuel Martinez (regular member), Blayne L. Asher (alternate member/Hearing Officer), and Joseph Morales (alternate/ Hearing Officer), terms expired, for three-year terms ending September 30, 1997. (Clerk of the Board)

Applicants: Samuel Martinez
 Joseph Morales
 Blayne Asher

ACTION:

7. File 92-94-15.1 [Appointments, Assessment Appeals Board] Consideration of (1) appointment Alternate/Hearing Officer to the Assessment Assessment Appeals Board No.2. (Seat No. 21012) Member Shall serve one year term ending September 5, 1995. (Ordinance 82-94)

Applicants: John Riera
 Robert C. Reese
 Thomas A. Meyers
 William Ross Berggren
 Warren Lofton
 Dave Wharton
 Hayes D. Miles

John C. Riccio
 Holli P. Thier
 Owen Brady
 Kerry Tong
 John McGary
 Elizabeth Ann McQuiston

ACTION:

8. File 92-94-46 [Appointments, Assessment Appeals Board] Consideration of (3) appointments Alternate/Hearing Officer to the Assessment Appeals Board.

Applicants: John Riera
Robert C. Reese
Thomas A. Meyers
William Ross Berggren
Warrene Lofton
Dave Wharton
Hayes D. Miles

John C. Riccio
Holli P. Thier
Owen Brady
Kerry Tong
John McGary
Elizabeth Ann McQuiston

ACTION:

9. File 92-94-43. [Appointment/Adult Day Health Care Planning Council] Hearing consideration of appointment of members to the Adult Day Health Care Planning Council, vice Luz A. Cancino (Seat No. 20005 - Represent Age Group), Thomas Rickert (Seat No. 20006 - Represent Age Group), Inez McClaren (Seat No. 20007 - Represent Age Group), Gay T. Kaplan (Seat No. 20011 - Represent Health Department), Harry Weinstein, MD (Seat No. 20012 - Represent SF Medical Society), Annette M. Williams (Seat No. 20013 - Represent Transportation for Senior Citizens), Michael Kwok (Seat No. 20016 - Must be functionally impaired), Bob Cowan (Seat No. 20017 - Represent Department of Social Services), terms ending on September 30, 1997; and vice William L. Gee, DDS (Age Group), resigned, for the unexpired portion of the three-year term ending September 30, 1995. (Clerk of the Board)

Applicant: Thomas Rickert
Harry Weinstein, MD
Annette Williams

ACTION:

10. File 92-94-44. [Appointment/Task Force on Prostitution] Hearing consideration of appointment of member to the Task Force on Prostitution, vice Christine Beatty (Seat No. 27624 - Public At Large), resigned, for unexpired portion of one-year term ending on March 15, 1995. (Clerk of the Board)

Applicant: Christine Tayleur

ACTION:

11. File 92-94-45. [Appointments, Joint Task Force on HIV Epidemic] Hearing consideration of appointment of members to the Joint Task Force on HIV Epidemic, vice Charles Caulfield (Seat No. 27012/Supervisor Shelley), resigned, Carmen Chavez (Seat No. 27009/Supervisor Leal) and vice Melissa Marsh (Seat No. 27007/Supervisor Kaufman), resigned, for unexpired portion of one-year terms ending on September 29, 1994. (Clerk of the Board)

Applicant: William D. Glenn (Supervisor Shelley)
Celinda Cantu (Supervisor Leal)
Jason Halverson (Supervisor Kaufman)

ACTION:

12. File 165-94-10. [Management Audit, San Francisco Rent Board] Motion directing the Budget Analyst to conduct a management audit of the rent Board (Residential Rent Stabilization and Arbitration Board). (Supervisor Kennedy)

ACTION:

13. File 54-94-7. [Select Committee on Base Closures] Motion continuing a Select Committee on Base Closures of the Board of Supervisors to consider the impacts on City services of the closures of the Hunters Point Naval Shipyard, Presidio Army Base and Naval Station Treasure Island and the impacts on City services of the transition of the Presidio Army Base to the National Park Service. (Supervisor Shelley)

ACTION:

14. File 174-94-5.1. [Citizens' Advisory Committee, Charter Reform] Resolution commending the Citizens' Advisory Committee on Charter Reform; recognizing the stewardship of Co-Chairs Holli P. Thier and Joseph Van Ness-Ballesteros; extending the term of the committee for six months; providing opportunities for public participation in charter reform and directing the Clerk to distribute copies of the resolution to committee members. (Supervisor Kaufman)

ACTION:

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

IMPORTANT HEARING NOTICE

CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

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September 16, 1994

TO: Rules Committee
FROM: Budget Analyst
SUBJECT: September 20, 1994 Rules Committee Meeting

Item 13 - File 165-94-10

Department: Board of Supervisors

Item: Motion directing the Budget Analyst to conduct a management audit of the Rent Arbitration Board.

Description: The proposed motion would direct the Budget Analyst to conduct a management audit of the Rent Arbitration and Control Board (Rent Board). If the proposed motion is approved, the Budget Analyst would perform a management audit of the Rent Board including, but not limited, to a review of the following areas:

- Review of the process to hear individual landlord/tenant cases, including appeals;
- Analysis of the annual fees charged to landlords to cover the cost of administering and operating the Rent Board;
- Role of the Rent Board regarding advice to landlords and tenants;
- Response time to public inquiries, including an analysis of the Rent Board's automated telephone system;
- Timeliness of decisions on cases by the Rent Board;

Memo to Rules Committee
September 20, 1994 Rules Committee Meeting

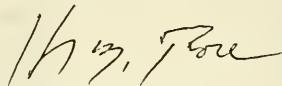
- Comparison of in-house versus contract Hearing Officers;
- Analysis of staffing allocation and organization;
- Review of computerization systems.

Comments:

1. The requested management audit is estimated to require approximately 600 hours to complete. Based on the Budget Analyst's average hourly rate of \$67.47. This management audit will cost approximately \$40,482. However, this audit would be conducted under the Budget Analyst's existing contract with the Board of Supervisors, such that the City would not incur any additional expenses for the completion of this management audit of the Rent Arbitration Board.

2. As of the writing of this report, the existing management audit workload of the Budget Analyst includes two management audits in progress (a) the Programs Affecting the Homeless and (b) the Tax Collector's Office, and includes four management audits not yet started (a) the Department of Public Health's Paramedic Division, (b) the Department of Parking and Traffic, (c) Positions Whose Base Salaries Exceed \$70,000 per year which are not covered by Collective Bargaining and (d) the Police Department. Given the Budget Analyst's current management audit assignments, it is anticipated that this proposed management audit of the Rent Board would not begin until approximately 1996.

Recommendation: Approval of the proposed motion is a policy matter for the Board of Supervisors.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board

Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

BOARD OF SUPERVISORS
BUDGET ANALYST

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

September 20, 1994

The Minutes of this meeting are missing.

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CALENDAR
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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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OCT 12 1994

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RULES MEETING

TUESDAY, OCTOBER 18, 1994 - 10:00 A.M.

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

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1. File 92-94-18. [Appointment, Drug Abuse Advisory Board] Consideration of appointment to the Drug Abuse Advisory Board, vice Donald Sanders (Seat No. 22106/ Public At-Large), resigned, for unexpired portion of three-year term ending October 1, 1996. (Clerk of the Board)

Applicants: Constance Charcho
 Joseph Engler
 Dr. Anita R. Gilbert
 George Jurand
 Gregg William Lowder
 Edward J. Murray
 Gail Onlow
 Richard Scott Warren

ACTION:

2. File 92-94-47. [Appointments, Drug Abuse Advisory Board] [Appointments, Drug Abuse Advisory Board] Hearing consideration of appointment of members to the Drug Abuse Advisory Board, vice Robert M. Podesta (Seat No. 22101 – Represent Law Enforcement), Stafano Hillman (Seat No. 22113 – Public at Large), Tony Leone (Seat No. 22115 – Public at Large), Wendy Goldberg (Seat No. 22114 – Public at Large) and Martha Porcupine (Seat No. 22112 – Public at Large), terms expired, for three-year terms ending October 1, 1997. (Clerk of the Board)

Applicants: Constance Charcho
 Joseph Engler
 Dr. Anita R. Gilbert
 George Jurand
 Gregg William Lowder
 Edward J. Murray
 Gail Onlow
 Richard Scott Warren

ACTION:

3. File 92-94-45. [Appointments, Joint Task Force on HIV Epidemic] Hearing consideration of appointment of members to the Joint Task Force on HIV Epidemic, Carmen Chavez (Seat No. 27009/Supervisor Leal), resigned, for unexpired portion of one-year term ending September 29, 1994. (Clerk of the Board)
 (Continued from 9/20/94)

Applicant: Celinda Cantu

ACTION:

4. File 92-94-34. [Seismic Safety Retrofit Bond Program] Consideration of appointment of member of the Seismic Safety Retrofit Bond Program, vice Rev. John E. Hurley, CSP (Seat No. 26812), resigned, for unexpired portion of two-year term ending on March 1, 1995. (Clerk of the Board)
(Continued from 9/20/94)

Applicant: Father Daniel E. McCotter

ACTION:

5. File 92-94-41. [Appointment, Bicycle Advisory Committee] Hearing consideration of appointment of member of the Bicycle Advisory Committee, vice Carolyn Helmke, (Seat No. 24302/represent environmental agency), resigned, for unexpired portion of three-year term ending December 31, 1995. (Clerk of the Board)

Applicants: Robin Levitt
Michael Joseph Zack
Steven R. Brown

ACTION:

6. File 92-93-45.1. [Appointments/Sunshine Task Force] Consideration of appointment of member to the Sunshine Ordinance Task Force (Radio/Television/News Director Association). (Clerk of the Board)

Applicant: Dory Culver

7. File 92-94-13. [Lead Hazard Reduction Citizens Advisory Committee] Hearing consideration of appointment of members to the Lead Hazard Reduction Citizens Advisory Committee, vice Robert Atkielski (Seat No. 26721/Housing Authority/Representative); Lucy Vela, (Seat No. 26705/Child Care); Gen Fujioka, (Seat No. 26713/Tenant Organization), resigned, for unexpired portion of four-year terms ending June 25, 1997. (Clerk of the Board)

Applicant: Richard McGuire (Housing Authority)
Norman Fong (Tenant Organization)

ACTION:

8. File 92-94-40. [Lead Poisoning Prevention Citizen's Advisory Board] Hearing consideration of appointment of member to the Lead Poisoning Prevention Citizen's Advisory Board Sheila Cohen, (Seat No. 26621 – Must have expertise in non-profit clinics), resigned, for the unexpired portion of two-year ending on August 20, 1995; vice Judith Schutzman, (Seat No. 26605 – Must be representative of Department of Social Services) resigned, for the unexpired portion of two-year term ending on August 20, 1995; vice Karen Huggins, (Seat No. 26625 – Resident/Housing Authority), resigned, for the unexpired portion of four-year term ending on August 20, 1997; vice Alma Marroquin, (Seat No. 26622 – Must be a nurse), resigned, for the unexpired portion of three-year term ending on August 20, 1996; vice Silen Nhok, (Seat No. 26618 – Must be a language specialist), resigned, for the unexpired portion of four-year term ending on August 20, 1996; vice David Tajeda, (Seat No. 26624 – Must be a physician), resigned, for the unexpired portion of four-year term ending on August 20, 1997; vice Barbara Nabors-Glass, (Seat No. 26607 – Must be a representative of Housing Authority), resigned, for the unexpired portion of three-year term ending on August 20, 1995. (Clerk of the Board)

Applicants: Rose Chow (Seat No. 26605/Social Services)
Carmela Rombawa-Bey (Seat No. 26621/Non Profit Clinics)

ACTION:

9. File 92-94-50. [Appointments, Access Appeals Commission] Hearing consideration of appointment of members to the Access Appeals Commission vice Yvette Fang (Seat No. 22501), and Christopher Niebert (Seat No. 22502), terms expiring, for new four-year terms ending November 1, 1998.

Applicants: Christopher Niebert
Mark D. Harbick

ACTION:

10. File 92-94-51. [Appointment, Advisory Committee on Adult Detention] Hearing consideration of appointment of member to the Advisory Committee on Adult Detention, vice Catherine Yee (Seat No. 20201), resigned, for unexpired portion of four-year term ending June 30, 1995. (Clerk of the Board)

Applicant: Lisa T. Shek

11. File 92-94-31. [Appointments, Park and Open Space Advisory Cmte.] Hearing consideration of appointment of members to the Park and Open Space Advisory Committee, Deborah Gellerman (Seat No. 23310 – Nominee/Supervisor Maher/Organization List) and Lynn Althuler (Seat No. 233011 – Nominee Supervisor Alioto/Organization List), terms expired, for two-year terms ending July 1, 1996. (Clerk of the Board).

Applicants: Jacob Sigg (Supervisor Maher)
Susan Arnesen
Betty Traynor

12. File 165-94-10. [Management Audit, San Francisco Rent Board] Motion directing the Budget Analyst to conduct a management audit of the rent Board (Residential Rent Stabilization and Arbitration Board). (Supervisor Kennedy)
(Continued from 9/20/94)

ACTION:

13. File 174-94-5.1. [Citizens' Advisory Committee, Charter Reform] Resolution Commending the Citizens' Advisory Committee on Charter Reform; recognizing the stewardship of Co-Chairs Holli P. Thier and Joseph Van Ness-Ballesteros; extending the term of the committee for six months; adding four positions; providing opportunities for public participation in charter reform and directing the Clerk to distribute copies of the resolution to committee members. (Supervisor Kaufman)
(Continued from 9/20/94)

ACTION:

14. File 54-94-11. [Select Committee on Charter Reform] Draft motion establishing a Select Committee on Charter Reform. (Supervisors Kaufman, Alioto)

ACTION:

15. File 54-94-10. [Cancel Board Meetings of 11/28/94 & 12/27/94 & 2/21/95] Resolution revising the regular meeting schedule of the Board of Supervisors by cancelling the meetings of November 28, and December 27, 1994, and February 21, 1995, setting the 1995 inaugural meeting on January 9, 1995, and designating office assignment limits and an interim City Hall. (Clerk of the Board)

ACTION:

16. File 97-94-62. [Conflict of Interest Code, Amendments] Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes, by amending many sections of Chapter 58 of the San Francisco Administrative Code. (Clerk of the Board)

ACTION:

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

84
18/94
CITY AND COUNTY



OF SAN FRANCISCO

BOARD OF SUPERVISORS

BUDGET ANALYST

1390 MARKET STREET, SUITE 1025

SAN FRANCISCO, CALIFORNIA 94102 • TELEPHONE (415) 554-7642

October 14, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: October 18, 1994 Rules Committee Meeting

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Item 12 - File 165-94-10

Note: This item was continued by the Rules Committee at its meeting of September 20, 1994.

Department: Board of Supervisors

Item: Motion directing the Budget Analyst to conduct a management audit of the Rent Arbitration Board.

Description: The proposed motion would direct the Budget Analyst to conduct a management audit of the Rent Arbitration and Control Board (Rent Board). If the proposed motion is approved, the Budget Analyst would perform a management audit of the Rent Board including, but not limited, to a review of the following areas:

- Review of the process to hear individual landlord/tenant cases, including appeals;
- Analysis of the annual fees charged to landlords to cover the cost of administering and operating the Rent Board;
- Role of the Rent Board regarding advice to landlords and tenants;

Memo to Rules Committee
October 18, 1994 Rules Committee Meeting

- Response time to public inquiries, including an analysis of the Rent Board's automated telephone system;
- Timeliness of decisions on cases by the Rent Board;
- Comparison of in-house versus contract Hearing Officers;
- Analysis of staffing allocation and organization;
- Review of computerization systems.

Comments:

1. The requested management audit is estimated to require approximately 600 hours to complete. Based on the Budget Analyst's average hourly rate of \$67.47. This management audit will cost approximately \$40,482. However, this audit would be conducted under the Budget Analyst's existing contract with the Board of Supervisors, such that the City would not incur any additional expenses for the completion of this management audit of the Rent Arbitration Board.

2. As of the writing of this report, the existing management audit workload of the Budget Analyst includes two management audits in progress (a) the Programs Affecting the Homeless and (b) the Tax Collector's Office, and includes four management audits not yet started (a) the Department of Public Health's Paramedic Division, (b) the Department of Parking and Traffic, (c) Positions Whose Base Salaries Exceed \$70,000 per year which are not covered by Collective Bargaining and (d) the Police Department. Given the Budget Analyst's current management audit assignments, it is anticipated that this proposed management audit of the Rent Board would not begin until approximately 1996.

Recommendation: Approval of the proposed motion is a policy matter for the Board of Supervisors.

Item 16 - File 97-94-62

Department: Clerk of the Board

Item: Ordinance amending the Conflict of Interest Code of the City and County of San Francisco, as required each two years by State law, to delete various obsolete positions and to add various new positions, and to make other technical changes, by amending various sections of Chapter 58 of the San Francisco Administrative Code.


Description: The Conflict of Interest Code requires certain City officers and employees to file annual Statements of Economic Interests, which disclose certain economic information in accordance with Chapter 58 of the City's Administrative Code. Chapter 58 of the Administrative Code lists the positions that are required to file Statements of Economic Interests and assigns them to disclosure categories, which define specifically what information those employees must provide in their Statements of Economic Interests.

The proposed ordinance would amend the Conflict of Interest Code (1) to delete various obsolete positions, (2) to amend various position titles, (3) to recognize changes in departmental structure and (4) to make minor changes in reporting requirements. For example, the proposed amendments would recognize that some positions formerly in the Public Utilities Commission (PUC) are now in the Department of Public Transportation. In addition, the proposed amendments would recognize the positions in the new Ethics Commission and the new Department of Human Resources.

According to Mr. John Taylor, Clerk of the Board, the proposed ordinance contains no significant changes to the Conflict of Interest Code.

Recommendation: Approve the proposed ordinance.

Memo to Rules Committee
October 18, 1994 Rules Committee Meeting



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

October 18, 1994

The Minutes of this meeting are missing.

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BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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SPECIAL
RULES MEETING

MONDAY, OCTOBER 31, 1994 - 1:30 P.M.

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

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1. File 54-94-13. [Select Committee on Municipal Public Power] Motion establishing a Select Committee of the Board of Supervisors on the municipal power services to the City and County of San Francisco. (Supervisor Alioto)

ACTION:

S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

October 31, 1994

The Minutes of this meeting are missing.

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CALENDAR
RULES COMMITTEE
BOARD OF SUPERVISORS
CITY AND COUNTY OF SAN FRANCISCO

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CANCELLED
RULES COMMITTEE MEETING

TUESDAY, NOVEMBER 1, 1994 - 10:00 AM ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Kay Gulbengay

* * * * *

Disability Access

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In order to assist the City's efforts to accommodate persons with severe allergies, environmental illness, multiple chemical sensitivity or related disabilities, attendees at public meetings are reminded that other attendees may be sensitive to various chemical based products. Please help the City to accommodate these individuals.

NOTICE OF CANCELLED MEETING

NOTICE IS HEREBY GIVEN that the regularly scheduled meeting of the Rules Committee for Tuesday, November 1, 1994, at 10:00 a.m., has been cancelled. The next regular scheduled Rules Committee meeting will be Tuesday, November 15, 1994 at 10:00 a.m.

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

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November 10, 1994

NOTICE OF CANCELLED MEETING

111
NOTICE IS HEREBY GIVEN that the regularly scheduled meeting of the Rules Committee for Tuesday, November 15, 1994, at 10:00 a.m. has been cancelled. The next regular scheduled Rules Committee meeting will be Tuesday, December 6, 1994 at 10:00 a.m. in Room 228, City Hall San Francisco, CA.

John L. Taylor
Clerk of the Board

POSTED: 11/10/94

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CALENDAR

RULES COMMITTEE BOARD OF SUPERVISORS CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, DECEMBER 6, 1994 - 10:00 A.M.

ROOM 228, City Hall

MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Rosemary Little-Horanzky

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1. File 33-94-6. [Appointment/Redevelopment Agency] Confirming Mayor's appointment to the San Francisco Redevelopment Agency of Leroy King for term to expire on September 3, 1998.

ACTION:

2. File 92-93-45.1. [Appointments/Sunshine Task Force] Consideration of appointment to the Sunshine Ordinance Task Force. (Clerk of the Board)

Applicants: Bruce Billingham

ACTION:

3. File 92-93-57. Consideration of appointment of members to the Video Display Terminal Advisory Committee, vice John R. Cammidge (Seat No. 25701/Represents S.F. Chamber of Commerce), August Colenbrander, M.D., (Seat No. 25702/Represents S.F. Chamber of Commerce), terms expired November 14, 1993, for new three-year terms ending November 14, 1996.
Vice Claire Zvanski, (Seat No. 25705/Represents Labor/Nominated by the Central Labor Council), and Michael J. Skaar (Seat No. 25705/Represents Business/Nominated by the Small Business Advisory Committee) terms expiring 11/14/94, for new three-year terms ending November 14, 1997. (Clerk of the Board)
(Continued from 3/15/94)

Applicants: John Cammidge (SF Chamber of Commerce)
August Colenbrander, M.D. (SF Chamber of Commerce)
Claire Zvanski (Labor Council)

ACTION:

4. File 92-94-30. [Appointments, Hazardous Materials Advisory Cmte.] Hearing consideration of appointment of members to the Hazardous Materials Advisory Committee, vice Jeffrey Bronstein (Seat No. 22609 - Nominee/Mayor), Kathleen M. Kahler (Seat No. 22606 - Health Educator), Alice Glasner (Seat No. 22619 - Department of City Planning Representative) terms expiring, for four-year terms ending July 1, 1998.
Vice Greg Holzman (Seat No. 22621 - Open Slot), resigned, for the unexpired portion of four-year term ending July 1, 1996. (Clerk of the Board)

Applicants: Alice Glasner (Department City Planning)

ACTION:

5. File 92-94-31. [Appointments, Park and Open Space Advisory Cmte.] Hearing consideration of appointment of members to the Park and Open Space Advisory Committee, Lynn Althuler (Seat No. 233011 - Nominee Supervisor Alioto/Organization List), term expired, for two-year terms ending July 1, 1996. (Clerk of the Board).
(Continued from 10/18/94)

Applicant: Ailene Herold-Coffino (Supervisor Alioto)

ACTION:

6. File 92-94-43. [Appointment/Adult Day Health Care Planning Council] Hearing consideration of appointment of members to the Adult Day Health Care Planning Council, vice Luz A. Cancino (Seat No. 20005 – Represent Age Group), Inez McClaren (Seat No. 20007 – Represent Age Group), Gay T. Kaplan (Seat No. 20011 – Represent Health Department), Bob Cowan (Seat No. 20017 – Represent Department of Social Services), terms ending on September 30, 1997.
Vice William L. Gee, DDS (Age Group), resigned, for the unexpired portion of the three-year term ending September 30, 1995. (Clerk of the Board)
(Continued from 9/20/94)

Applicants: Gay Kaplan (Public Health)
Anthony Nicco (Social Services)

ACTION:

7. File 92-94-42. [Appointment/Lead Hazard Reduction Citizen Adv Cmte] Hearing consideration of appointment of member to the Lead Hazard Reduction Citizen Advisory Committee, vice Robert J. Mengarelli, (Seat No. 26703 – Painting Contractor), vice Lyn Farrugia, (Seat No. 26722 – Parent) and vice Emily McFarland, (Seat No. 26712 – Tenant Organization), resigned, for unexpired portion of four-year terms ending June 25, 1997. (Clerk of the Board)

Applicant: Carolyn Gold (Tenant Organization)

ACTION:

8. File 92-94-52. [Appointment, Joint Task Force on HIV Epidemic] Hearing consideration of appointment of member to the Joint Task Force on HIV Epidemic, vice Joe Caruso (Seat No. 27010/Supervisor Maher), and vice Lee Ann Monfedini (Seat No. 270025/Health Department Nomination), resigned, for unexpired portion of one-year term ending January 1, 1995. (Clerk of the Board)

Applicant: Melinda L. Paras (Health Department)
Kristin Neil (Supervisor Maher)

ACTION:

9. File 92-94-61. [Appointment, Assessment Appeals Board] Hearing consideration of appointment to the Assessment Appeals Board vice Samuel Martinez (Seat No. 21001 – Regular Member), deceased, for unexpired portion of three-year term ending September 30, 1997. (Board No. 210) (Clerk of the Board)

Applicants: Ronald Chun
Robert Reese
Joseph A. Morales
John Riera
Kerry Tong
Hector Chinchilla
John C. Riccio
Alec Lambie

ACTION:

10. File 92-94-55. [Appointment/Assoc. Bay Area Gvrnmnts Executive Bd] Hearing consideration of appointment of member to the Association of Bay Area Governments Executive Board, vice Supervisor Shelley (Seat No. 10305/Alternate), for unexpired portion of the two-year term ending June 30, 1995. (Clerk of the Board)

Applicant:

ACTION:

11. File 92-94-56. [Appointment, SF Conservation & Development Comm] Hearing consideration of appointment of member to the San Francisco Bay Conservation and Development Commission, vice Supervisor Bill Maher, for an indefinite term. (Clerk of Board)

Applicant:

ACTION:

12. File 92-94-57. [Appointment, Board of Directors Golden Gate Bridge] Hearing to consider affirming retention of members appointed by the Board of Supervisors as members of the Board of Directors, Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

Applicants:

ACTION:

13. File 92-94-58. [Appointment] Hearing to consider affirming retention of Supervisor Willie B. Kennedy as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

Applicant:

ACTION:

14. File 92-94-59. [Appointment, Affirming Retention of Member] Hearing to consider affirming retention of Supervisor Angela Alioto as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

Applicant:

ACTION:

15. File 92-94-60. [Appointment, Supervisor Bill Maher] Hearing to consider appointing a member to the Board of Directors, Golden Gate Bridge, Highway and Transportation District, vice Supervisor Bill Maher, term expired. (Clerk of the Board)

Applicant:

ACTION:

16. File 97-94-14.3. [Sunshine Task Force] Ordinance amending Administrative Code, Chapter 67 by amending Section 67.30 to change the composition of the Sunshine Task Force. (Supervisor Shelley)

ACTION:

17. File 97-94-63. [Waiver of Police Fee for Street Fair Rules] Hearing to consider establishing rules, regulations, standard policy concerning waiver of police fees for street fairs. (Supervisor Migden)

ACTION:

18. File 54-94-14. [Proposition O Board Meeting] Motion ordering the January 17, 1995 meeting of the Board of Supervisors to be held in the Bayview Hunters Point at 2:00 p.m. (Supervisor Shelley)

ACTION:

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BOARD OF SUPERVISORS
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RULES

BOARD OF SUPERVISORS

CITY AND COUNTY OF SAN FRANCISCO

TUESDAY, DECEMBER 6, 1994 - 10:00 A.M.

ROOM 228, City Hall

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MEMBERS: Supervisors Carole Migden, Bill Maher, Susan Leal

CLERK: Rosemary Little-Horanzky

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ADDENDUM

RULES

CALENDAR

19. File 092-94-069. [Appointment, Affirming Retention of Member] Hearing consider affirming retention of Supervisor Terence Hallinan as a member of the Board of Directors, Golden Gate Bridge, Highway and Transportation District. (Clerk of the Board)

ACTION:

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102



BOARD OF SUPERVISORS

BUDGET ANALYST

1390 Market Street, Suite 1025, San Francisco, CA 94102 (415)554-7642

December 2, 1994

TO: Rules Committee

FROM: Budget Analyst

SUBJECT: December 6, 1994 Rules Committee Meeting

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Item 16 - File 97-94-14.3

Item: Ordinance amending the Administrative Code, Chapter 67 by amending Section 67.30 to change the composition of the Sunshine Task Force.

Description The Sunshine Ordinance, which was approved by the Board of Supervisors in August of 1993, amended the Administrative Code by adding Chapter 66 in order to provide for greater access to the public meetings and records of San Francisco government. The Sunshine Task Force was created to advise the Board of Supervisors and provide information to City departments on appropriate ways to implement the Ordinance. Presently, the Sunshine Task Force consists of eleven voting members, appointed by the Board of Supervisors.

The proposed legislation would change the composition of the Sunshine Task Force by amending Section 67.30 of the Administrative Code to provide that one appointment should be from persons working for a newspaper or the electronic media. This person must have a demonstrated interest in the issues of citizen access and participation in local government. Currently, this appointment is selected from names submitted by the Radio-Television-News-Directors-Association, in accordance with Section 67.30. Additionally, this proposed legislation would amend Section 67.30 by providing that the Board of Supervisors

shall appoint a member of the public who is disabled and who has a demonstrated interest in citizen access and participation in local government instead of such member being appointed by the Board from individuals whose names have been submitted by the San Francisco Foundation, as currently provided for under Section 67.30.

Ms. Sue Hester, Chairperson of the Sunshine Task Force advises that the purpose of the proposed legislation is to ensure that individuals will be appointed to fill the two above-noted membership positions, which are currently vacant, on the Task Force. According to Ms. Hester, to date, the Radio-Television-News- Directors-Association has not submitted any names for membership consideration. Additionally, according to Ms. Hester, the San Francisco Foundation has no names to submit at this time and does not expect to have any names in the foreseeable future. Ms. Hester states the two membership positions should be filled in order to facilitate a quorum of the Task Force members.

Comments:

1. In summary there will continue to be 11 members of the Sunshine Task Force appointed by the Board of Supervisors but one member must be working for a newspaper or the electronic media with an interest on citizen access and participation in local government and one member must be a disabled person with a demonstrated interest in citizen access and participation in local government.

2. The proposed ordinance would have no fiscal impact on the City. The Sunshine Task Force members serve without compensation.

Recommendation:

Approval of the proposed ordinance is a policy matter for the Board of Supervisors.

Item 17 - File 97-94-63

Item: This item is a hearing to consider establishing rules, regulations, and standard policy concerning the waiver of Police Department fees for Street Fairs.

Description: The total cost to the City for 22 Street Fairs conducted during calendar year 1993 was \$455,754 (see Attachment) as follows:

Police Department	\$410,280*
Municipal Railway	15,401
Public Health	14,370
Fire Department	12,818
Department of Parking and Traffic	<u>2,885</u>
Total	\$455,754

* Lesbian/Gay Freedom Day Parade costs of \$68,358 are included in this amount. The Police Department costs associated with that parade were not separately identified from the Street Fair costs

The amounts actually billed by the City departments and paid by the Street Fair sponsors were as follows:

Police Department	\$38,495
Municipal Railway	15,401
Public Health	14,370
Fire Department	9,969
Department of Parking and Traffic	<u>2,885</u>
Total	\$81,120

Therefore, as noted above, \$81,120 or approximately 17.8 percent was actually billed out of the City's total costs of \$455,754 related to the 22 Street Fairs held in 1993.

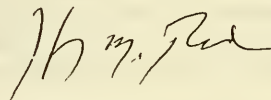
The amounts billed by the Police and Fire Departments are less than the actual costs incurred because the Administrative Code specifies a flat fee of \$129 for the Fire Department and the fee for the Police Department at 40% of projected Police Department costs incurred or not to exceed \$2,500.

The Inter-departmental Staff Committee on Traffic and Transportation (ISCOTT) is responsible for oversight of the City's Street Fairs. ISCOTT consists of eight voting members who are staff representatives from each of the following eight departments: the Department of Parking and Traffic, City Planning, the Municipal Railway, the

BOARD OF SUPERVISORS
BUDGET ANALYST

Fire Department, the Port, the Department of Public Works, the Police Department and the Bureau of Environmental Health Services of the Department of Public Health.

Mr. Harvey Quan of the Department of Parking and Traffic states that to his knowledge, ISCOTT has previously denied all requests to have any City departmental fees, including those of the Police Department, waived in connection with Street Fairs. According to Mr. Quan, ISCOTT's denial of such waivers has been based primarily on the fact that, as indicated above, the City, particularly with respect to the Police Department, is currently recovering only a small percentage of the actual costs for services provided in connection with these Fairs.



Harvey M. Rose

cc: Supervisor Migden
Supervisor Maher
Supervisor Leal
President Alioto
Supervisor Bierman
Supervisor Conroy
Supervisor Hallinan
Supervisor Hsieh
Supervisor Kaufman
Supervisor Kennedy
Supervisor Shelley
Clerk of the Board
Chief Administrative Officer
Controller
Teresa Serata
Robert Oakes
Ted Lakey

REVISED 10/4/94

SUMMARY OF CITY FEES AND COSTS FOR STREET FAIRS (1993)

FILE: FAIRCOST

EVENT	DEPARTMENT:		PARKING & TRF.		POLICE		PUB. HLTH	FIRE		MUNI	CITY SUBTOTALS	
	DATES: 1993		APPL. FEE	ADVANCE SIGNING	ACTUAL COSTS	AMOUNT BILLED	FEE	FEE	OTHER COSTS	FEE	(REVENUE) FEES	(EXPENSES) COSTS
START	END											
CENTATOWN	1/16	1/18	\$80	\$0	\$2,552	\$1,021	\$85	\$90	\$329	\$0	\$1,276	\$3,136
	2/6	2/7										
MOON ST. EASTER	4/11	4/11	\$80	\$0	\$957 NOT BILLED		\$0	\$0	\$0	\$611	\$691	\$1,648
CHERRY BLOSSOM FESTIVAL	4/17	4/25	\$80	\$0	\$6,587	\$2,500	\$1,700	\$1,155	\$0	\$0	\$5,435	\$9,522
	WEEKENDS ONLY											
FIRO DE MAYO	4/28	5/3	\$80	\$350	\$14,119	\$2,500	\$1,150	\$995	\$274	\$0	\$5,075	\$16,968
FIROVAL	5/28	5/30	\$80	\$0	\$165,054	\$2,500	\$1,380	\$0	\$274	\$0	\$3,960	\$166,788
DOWN ST. FAIR	6/5	6/5	\$80	\$0	\$4,139	\$1,655	\$820	\$569	\$438	\$4,004	\$7,128	\$10,051
DOWN ST. FAIR	6/12	6/12	\$80	\$0	\$5,369	\$2,148	\$610	\$569	\$438	\$0	\$3,407	\$7,066
WINTERFEST	6/19	6/19	\$80	\$0	\$5,620	\$2,248	\$250	\$129	\$0	\$0	\$2,707	\$6,079
DOWN BEACH FAIR	6/19	6/20	\$80	\$0	\$10,491	\$2,500	\$820	\$449	\$219	\$0	\$3,849	\$12,059
LAKE ST. FAIR	6/20	6/20	\$80	\$0	\$20,807	\$2,500	\$950	\$0	\$0	\$782	\$4,312	\$22,619
LA PRIDE CELEBRATION	6/26	6/26	\$80	\$0	\$7,980	\$2,500	\$0	\$0	\$0	\$1,965	\$4,545	\$10,025
LESBIAN/GAY MOON DAY PARADE	6/27	6/27	\$80	\$0	\$68,358 NOT BILLED INCLUDES PARADE		\$1,175	\$1,455	\$548	\$2,513	\$5,223	\$74,129
MOORE ST. FAIR	7/3	7/3	\$80	\$0	\$7,564	\$2,500	\$680	\$755	\$0	\$3,582	\$7,597	\$12,661
HERIOTHS ARTS FESTIVAL	7/31	7/31	\$80	\$0	\$127	\$0	\$100	\$0	\$0	\$0	\$180	\$307
DOWN ALLEY (K. ST.)	8/1	8/1	\$80	\$0	\$0	\$0	\$100	\$0	\$0	\$0	\$180	\$180
DOWN MACHI ST.	8/7	8/7	\$80	\$0	\$1,796	\$719	\$715	\$795	\$0	\$0	\$2,309	\$3,386
DOWN IR	9/1	9/7	\$80	\$275	\$11,379	\$2,500	\$1,175	\$546	\$0	\$0	\$4,576	\$13,455
FIROVAL DE LAS CASAS	9/19	9/19	\$80	\$0	\$30,655	\$2,500	\$375	\$609	\$0	\$0	\$3,564	\$31,719
DOWN ST. FAIR	9/26	9/26	\$80	\$0	\$9,964	\$2,500	\$750	\$929	\$0	\$0	\$4,259	\$11,723
DOWN MOON FESTIVAL	10/2	10/3	\$80	\$0	\$5,347	\$2,139	\$365	\$329	\$329	\$0	\$2,913	\$6,450

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REVISED 10/4/94

SUMMARY OF CITY FEES AND COSTS FOR STREET PAIRS (1993)

FILE: FAIRCOST

EVENT	DEPARTMENT:		PARKING & TRF.		POLICE		PUB. HLTH	FIRE		MUNI	CITY SUBTOTALS	
	DATES: 1993		APPL. FEE	ADVANCE SIGNING	ACTUAL COSTS	AMOUNT BILLED	FEE	FEE	OTHER COSTS	FEE	(REVENUE)	(EXPENSES)
	START	END									FEES	COSTS
CASTRO ST. FAIR	10/3	10/3	\$80	\$420	\$28,753	\$2,500	\$800	\$0	\$0	\$1,944	\$5,744	\$31,997
POTRERO HILL FESTIVAL	10/16	10/16	\$80	\$0	\$122	\$49	\$75	\$0	\$0	\$0	\$204	\$277
CLEMENT ST. FAIR	10/16	10/16	\$80	\$0	\$2,540	\$1,016	\$295	\$595	\$0	\$0	\$1,986	\$3,510
SUBTOTAL:			\$1,840	\$1,045	\$410,280	\$38,495	\$14,370	\$9,969	\$2,849	\$15,401	\$81,120	\$455,754

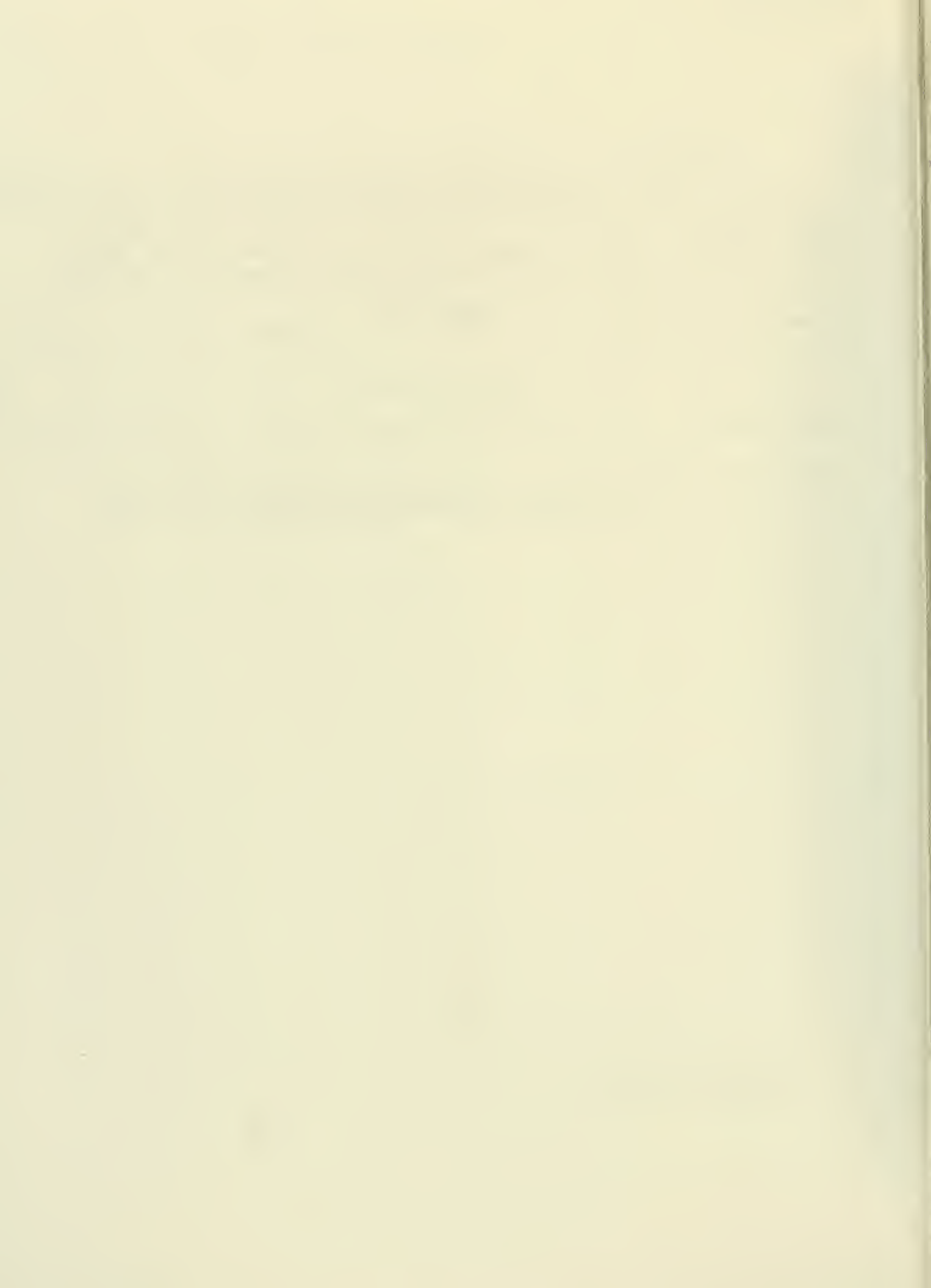
S.F. BOARD OF SUPERVISORS

RULES COMMITTEE

MINUTES

December 6, 1994

The Minutes of this meeting are missing.



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BOARD of SUPERVISORS



City Hall
San Francisco 94102
554-5184

December 12, 1994

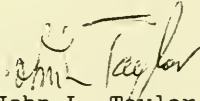
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NOTICE OF CANCELLED MEETING

NOTICE IS HEREBY given that the regularly scheduled meeting of the Rules Committee for Tuesday, December 20, 1994, at 10:00 a.m., has been cancelled. The next regular meeting is scheduled for Tuesday, January 3, 1995.


John L. Taylor
Clerk of the Board

POSTED: DECEMBER 13, 1994

RULES COMMITTEE
BOARD OF SUPERVISORS
ROOM 235, CITY HALL
SAN FRANCISCO, CA. 94102

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